The Library of Congress'

EARLY STATE RECORDS PROJECT

converted from the original microfilm held by the
Vincent C. Immel Law Library, Saint Louis University

through the generous support of a grant from the

Council on Library and Information Resources

LAWS

OF THE

STATE OF MISSISSIPPI:

PASSED AT

THE SEVENTH SESSION

OF THE

GENERAL ASSEMBLY,

HELD IN THE

TOWN OF JACKSON.

PUBLISHED BY AUTHORITY.

JACKSON:

PRINTED BY ISLER AND CRUTCHER.

1824.

STATE LIBRARY
OF
MISSISSIPPI

LAWS

OF THE

STATE OF MISSISSIPPI.

CHAP. I.

AN ACT, to incorporate the Trustees of the Baptist Meeting House in the town of Woodville, and for other purposes.

SEC. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened*, That David Cooper, George A. Irion, George Poindexter, John Joor, Abram M. Scott, Moses Liddle, John Ogden, Matthew T. De Graffinreed, Rees E. Fleeson, James D. Trask, Abram M. Felters, and Joseph Johnson, and their successors in office, forever be, and they are hereby created a Body Corporate, by the name and style of "the Trustees of the Baptist Meeting House in the town of Woodville." Body corporate.

Sec. 2. *And be it further enacted*, That the said trustees and their successors in their corporate capacity shall be capable in law to purchase, take,

1824.

hold and enjoy, both real and personal estate, in fee simple or otherwise, for the use and benefit of the Baptist denomination of Christians, and such Baptist Church, as at any time may be constituted in the town of Woodville; also subscriptions, donations, grants, gifts, bequeaths and demises made, or that may be made, for the use and benefit of the said Baptist denomination of christians, in the town of Woodville appertain to, and vest in the said trustees and their successors forever, for the use and benefit aforesaid; and for effecting the benevolent intention of donors and grantors, the said trustees and their successors forever, shall have power and authority, to lease or release, sell, alien and convey, at pleasure, any property real or personal, held in trust as aforesaid, and shall also be capable in law of suing and being sued, pleading and being impleaded, in all manner of actions, suits and controversies, both at law and in equity, wherein the corporation may in any wise be interested, and to do and perform all acts and things incident to bodies corporate, in and about the temporal concerns of the institution, as far as corporations are capable and liable according to the usual course of law: *Provided*, That said body corporate, shall never at any one time hold any real and personal estate more than thirty thousand dollars, and the said body corporate, shall have power to make all such bye-laws, rules and regulations as they may deem necessary for their own government and for the interest of the said institution, *Provided*, the same are not repugnant to the laws and constitution of the United States, or the laws and constitution of the State of Mississippi.

Their powers.

Limitation $30,000.

Trustees may fill vacancies.

Sec. 3. *And be it further enacted*, That the said trustees or any five of them convened for that purpose, may fill any vacancy or vacancies, which may happen in the said board of trustees, by death,

resignation, refusal to act or removal from this state.

Sec. 4. *And be it further enacted*, That the said trustees shall have power to choose one of their own body as president, to preside at the meetings of the said Board, and to do and perform such other acts as may be required of him by the bye-laws; and also such other officers as they deem necessary for the good regulation of the said corporation, and to define the duties of the said officers; any five members of said board shall be a quorum to do business.

To choose a President,

And other officers.

Sec. 5. *And be it further enacted*, That no person or persons, demeaning themselves peaceably and decently shall ever be turned out of the usual place of worship of said *corporation* on account of any religious or political sentiments, such person or persons may have expressed or may entertain.

No person demeaning himself properly to be turned out of Church.

Sec. 6. *And be it further enacted*, That this act, shall be deemed a public act, and recognized in all the courts in this state as such, and given in evidence on the trial of any issue, or otherwise in any court without being specially pleaded.

This a public act.

COWLES MEAD,
Speaker of the House of Representatives.
THOMAS FREELAND,
President of the Senate, pro. tem.
Approved—January 7th, 1824.
WALTER LEAKE.

CHAP. II.

AN ACT, to emancipate Frank, a person of colour.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi*

in General Assembly convened, That the negro man Frank, named in the last Will and Testament of Benjamin Dent, deceased, late of the County of Jefferson, be, and he is hereby emancipated and set free from slavery, saving the rights of creditors, and on the condition, that the said Frank enter into bond and security, payable to the State of Mississippi, in the sum of one thousand dollars, to be approved of by the Judge of Probate, of the aforesaid county, and filed in his office, conditioned, for the good behaviour of him the said Frank, and that he shall not become a public charge.

COWLES MEAD,
Speaker of the House of Representatives.
THOMAS FREELAND,
President of the Senate, pro tem.
Approved, January 7th, 1824.
WALTER LEAKE.

CHAP. III.

AN ACT, to authorize the Administrators of Levi Norrell, deceased, to sell certain Real Estate.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi. in General Assembly convened,* That Samuel Matthews and Isaac Norrell, Administrators of the Estate of Levi Norrell, deceased, late of Claiborne County, by first entering into bond with sufficient security, to be approved of by the Orphans' Court, or Judge of Probate of Claiborne County and his successors in office, in such sum as the said Court, or Chief Justice, shall direct; conditioned, that

Aministrators authorized to sell certain real estate.

they will well and truly account for the proceeds of said sales agreeably to the rules of law, be and they are hereby authorized and empowered, to sell the said tracts of land, viz: One tract containing three hundred acres, in the hills near the Grand Gulf; one tract of eighty acres, on the Bayou Pierre, in the pine woods; and one tract of ninety acres, in the Cane Hills, joining lands of William Briscoe and others; they, the administrators aforesaid, first giving notice, in some newspaper, for six weeks in succession, of the time and place of holding such sale; the lands to be sold on a credit of one and two years, the purchaser giving bond with approved security. And the said Samuel Matthews and Isaac Norrell be, and they are hereby authorized and empowered, to convey by deed or assignment, the said tracts of land to the purchaser or purchasers thereof, of all the right, title or claim, which the said Levi Norrell, deceased, was seized and possessed of, at the time of his death. 1824. To make title.

COWLES MEAD,
Speaker of the House of Representatives.
THOMAS FREELAND,
President of the Senate, pro tem.
Approved—January 7th, 1824.
WALTER LEAKE.

CHAP. IV.

AN ACT, for the relief of Edward L. Head.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Edward L.

1824 Head shall be entitled, to a preference right to so much ground as will include his Mill, (say 80 feet front and 160 feet back,) *Provided however*, he shall pay into the State Treasury, the sum of one hundred dollars, in three equal annual instalments, from the first day of January 1824, and when the money is paid, he shall be entitled to a Deed, from the State for the same, in manner and form as other purchasers of Town Lots, in the Town of Jackson.

Sec. 2. *Be it further enacted*, That it shall be the duty of the said E. L. Head, to cause the same to be surveyed, and a correct return thereof to be made te the Office of Secretary of State, any time within the year 1824; and in case he shall not comply with the first section of this act, he shall pay to the State the sum of fifty dollars, per annum, rent, for the privilege of occupying the aforesaid quantum of Land, so long as he may occupy the same.

COWLES MEAD,
Speaker of the House of Representatives.
THOMAS FREELAND,
President of the Senate, pro tem.
Approved—January 7th, 1824.
WALTER LEAKE.

CHAP. V.

AN ACT, to change the name of Belfield Alonzo Badger, to that of Belfield Badger Boardman.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the name of

Belfield Alonzo Badger, is hereby changed to, and shall hereafter be known and called by the name, of Belfield Badger Boardman; and shall by that name sue and be sued, plead and be impleaded, in any Court of Law, or Equity in this State. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
THOMAS FREELAND,
President of the Senate, pro tem.
Approved, January 7th, 1824.
WALTER LEAKE.

CHAP. VI.

AN ACT, to appropriate the monies arising from the rents of School Lands, and for other purposes.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened*, That it shall hereafter be lawful for the resident heads of families, in each township or fractional township, within this state, (entitled to vote by law for Representatives for the state legislature) wherein lands have been reserved by act of Congress, for the use of Schools, to assemble at some convenient place, near said school section, on the second Monday in February, annually, or any other convenient time, public notice being given by advertisement for two weeks at three of the most public places within said townships) and when so assembled, shall proceed to elect by ballot five persons residing within said township, as trustees of schools, and school lands within the same; which election shall be held under

Trustees to be elected.

1824.

the direction of some justice of the peace or two heads of families; the trustees aforesaid shall continue in office for one year and no longer unless re-elected, and in case of death, removal, refusal to act, another election shall be held in like manner, to supply such vacancy.

Vacancies how filled.

Sec. 2. *And be it further enacted*, That it shall be the duty of the trustees so elected, at their first meeting, to choose one of their own body, to preside and to keep order; and whenever he may deem it necessary, may call a meeting of the trustees, by advertising as aforesaid; it shall also be their duty, at their first meeting, to elect a treasurer of their own number, who with the other trustees, shall take into consideration the situation of the school sections, and how to apply the money, arising from the lease or rents of the same, for the promotion of learning; and the treasurer so appointed, is hereby authorized to demand and receive all monies which have been collected, from the townships respectively, which have been paid into the county treasury or may remain in the hands of any person or persons whomsoever, together with all monies that may be due, from time to time, on the account of rents of school lands, in their townships or fractional township, and to keep the same subject to the order of a majority of the trustees; and any treasurer, in case of refusal to pay the same, or to account for the whole or any part of the monies of which he is intrusted, for the use of schools, at any time, when called upon, by a majority of the trustees, may, and shall be proceeded against, by said trustees as in case of debt. It shall be the duty of the treasurer to cause to be entered in a book, to be kept for that purpose, all orders of the trustees for the payment of money, and in what manner appropriated, which book shall be open for the inspection of any person wishing to see the same;

Certain officers to be chosen.

Duty of Treasurer.

Treasurer may be proceeded against.

Shall enter orders of Trustees in a book.

1824.

and in case of death, removal, or refusal to act, said book shall be delivered over to the treasurer, elected in his room. The said treasurer shall give bond and security, payable to the president and his successors in office, in such sum as a majority of the said trustees shall order and direct—conditioned, that he will faithfully discharge the duties of treasurer, and that he will safely keep, and account for all monies arising from the rents or leases of the school lands, within the said township; and the said treasurer is hereby authorized and required to institute suit or suits, before any court having competent jurisdiction thereof, for the recovery of any monies that may be now due from any person or persons, or that may hereafter become due, from the lesees of the said land.

Shall give bond, &c.

Sec. 3. *And be it further enacted*, That the trustees shall cause to be built, such convenient school house, or school houses, on the sections reserved for the use of schools, as they may think best suited to the general interest of the families resident within the township, and to pay the expences in whole or in part, out of any money in their treasurer's hands; and the trustees shall make all such rules and regulations, that they may deem expedient, not contrary to law, nor to the equal privileges of the resident heads of families, and the trustees as aforesaid, shall employ such suitable person or persons, as teachers, to continue during the pleasure of the trustees, and to pay the same either in whole or in part, out of any monies in their treasurer's hands.

Trustees to have School Houses Built.

Further duty of Trustees.

Sec. 4. *And be it further enacted*, That the trustees aforesaid, shall carefully and faithfully, preserve the school lands and timber thereon, from all improper waste; and shall institute suits in any court having competent jurisdiction, against any person or persons, tenants, as well as others, who

To preserve land from improper waste.

1824.

may be found damaging, in any manner, the lands, timber or improvements, reserving to tenants the full liberty of their several leases; and any money thence arising, shall be appropriated to the same uses, as other monies in the township treasurer's hands; and the trustees shall from time to time, on the expiration of the leases already granted, as well as any land not heretofore so let out, rent the whole or any part, to the highest bidder, for any term not exceedingfive years, public notice having been first given, for the space of six weeks before the said land is to be leased out or rented.

Money how appropriated.

Land to leased.

Sec. 5. *And be it further enacted*, That the seventeenth, eighteenth, nineteenth and twentieth sections, of the act, entitled "an act, to establish a Literary Fund and for the encouragement of learning," and all other acts and parts of acts, coming in the purview and meaning of this act, be and the same are hereby repealed: *Provided, however*, That nothing in this act, shall be so construed, as to affect the disposition heretofore made of the lands, upon which the Town of Columbus, in the county of Monroe, is situated.

Repealing clause.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieut. Governor and President of the Senate.
Approved—January 9th, 1824.
WALTER LEAKE.

CHAP. VII.

AN ACT, authorizing the County Court of Hancock County, to levy a Special Tax.

WHEREAS, the county of Hancock has for several years past laboured under pecuniary embar-

Preamble.

rassments, and its revenue is incompetent to relief of the same—Therefore, 1824.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the county court of Hancock county be, and they are hereby authorized and required, at their next session, to levy a special tax, of not exceeding three cents per head, on all the cattle within the aforesaid county, to be collected by the tax collector of said county, at the time, and in the same manner of collecting the State tax, and when so collected, he shall pay over the same into the county treasury, for county purposes. County court to levy a special tax.

Sec. 2. *And be it further enacted,* That on failure of the county court, to levy the aforesaid special tax, as herein required, then the chief justice of said court, shall immediately order a special term thereof, at which he shall proceed to levy the aforesaid special tax. On failure Chief Justice shall do so.

Sec. 3. *And be it further enacted,* That the collector of the aforesaid special tax, shall give bond and security in the penal sum of twelve hundred dollars, payable to the chief justice of the county court of Hancock County; conditioned for the faithful performance of the duties required of him by this act. Collector to give bond.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 10th, 1824.
WALTER LEAKE.

1824.

CHAP. VIII.

AN ACT, to amend an act, entitled "an act, to extend the power and jurisdiction of the County Court in and for the County of Monroe, and for other purposes.

Ten per. cent damages to be paid, if appeal is confirmed.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That if any defendant shall appeal, and the judgment of the County Court is by the Circuit Court confirmed, the defendant shall pay besides the judgement, interest and costs, ten per centum, damages on the amount so affirmed.

Repealing clause.

Sec. 2. *And be it further enacted,* That the fourth section of the act, to which this is an amendment, be and the same is hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 10th, 1824.
WALTER LEAKE.

CHAP. IX.

AN ACT, for the relief of Malichi Hagins, a free man of colour.

Preamble.

WHEREAS, it hath been made appear to the General Assembly, That Malichi Hagins of Jefferson County, hath descended from free parents; his grand mother having been a free white woman; and whereas, it hath been made appear, that the said Malichi Hagins, hath resided within

the limits of this state, for more than twenty years, and that during that time, he hath demeaned himself in an upright and orderly manner; and whereas, it also appears, that he hath acquired considerable property, both real and personal—Therefore, 1824.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the said Malichi Hagins, shall have the right to reside in this state, as a free man of colour.

Sec. 2. *And be it further enacted,* That the said Malichi Hagins, shall have the right of holding, owning, and possessing property, both real and personal, and of disposing of the same, by gift, grant, bargain, sale, and by last will and testament, or either, as he may think proper, in as full a manner, as a free white man could do; and in case he should not so dispose of his property, in his life time, then in that case, his children, owned by him in his life time, shall inherit the same, by descent in the same manner, as the children of a free white man would inherit by the laws of descent in this state, at the time of his death. Certain privileges granted.

Sec. 3. *And be it further enacted,* That the children of the said Malichi Hagins, shall have and enjoy, all the rights, immunities, and privileges which are, by this act, given to the said Malichi Hagins.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 10, 1824.
WALTER LEAKE.

1824.

CHAP. X.

AN ACT, to amend an act, entitled "an act, to authorize the Guardians of William Bernard Lintot, Frances Ann Lintot and E. A. Lintot, minor heirs of William Lintot deceased, to sell real estate in the City of Natchez."

Preamble.

WHEREAS, it has been represented to us, that Abigal G. Nichols, is the sole Guardian of the minor heirs of William Lintot, and consequently, no title can be made to the real estate mentioned in the act, heretofore passed on the subject, by the persons therein named:—

Abigal G. Nichols, authorised to sell real estate.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the said Abigal G. Nichols, guardian, of said minor heirs, be and she is hereby authorized, to sell and convey, the parcels of land mentioned and described in the act, to which this is an amendment, and shall have full power and authority, to make good and sufficient titles in fee simple, or otherwise, saving, nevertheless, the rights of morgagees and creditors: *Provided, nevertheless*, That before executing any title as aforesaid, the said Abigal G. Nichols, shall enter into bond and security (to be approved of by the Probate Court of Adams county or the Judge thereof in vacation) in double the amount of the purchase money, payable to the said Probate Judge, conditioned, that she will well and truly account for the proceeds of such sale, according to law.

Repealing clause.

Sec. 2. *And be it further enacted*, That all acts and parts of acts, in the act, to which this is an amendment, coming within the meaning and

purview of this act, and conflicting therewith, be and the same are hereby repealed. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 10th, 1824.
WALTER LEAKE.

CHAP. XI.

AN ACT, to constitute a Fifth Brigade of Militia.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the counties of Monroe, Yazoo, Copiah and Hinds, shall constitute the Fifth Brigade, and be styled the Third Brigade of the First Division, to be officered and commanded in the same manner, as other Brigades in this state.

Sec. 2. *And be it further enacted,* That all acts, and parts of acts to the contrary, be, and are hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 12th, 1824.
WALTER LEAKE.

CHAP. XII.

AN ACT, concerning the Town of Woodville, in the County of Wilkinson.

SEC. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in*

1824

General Assembly convened, That from and after the passage of this act, all male persons residing within the limits of the Town of Woodville, (not exempt by the general road laws of the state,) shall be subject to the authority and control of the Commissioners of the Roads for the County of Wilkinson, in the same manner, with other persons, liable to work on the roads under the provisions of the road laws of the state, contained in the Revised Code: *Provided,* That no person, resident within the limits of the said Town of Woodville, shall be compelled to work on any public road without the said limits.

Road hands within the limits of town, to be subject to the control of commissioners.

Proviso.

Sec. 2. *And be it further enacted,* That the sixth section of the act, incorporating the Town of Woodville, passed the ninth of February, eighteen hundred and eleven, is hereby repealed; and that all acts and parts of acts, coming within the meaning and purview of this act, are hereby repealed.

Repealing clause.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 12th, 1824.
WALTER LEAKE.

CHAP. XIII.

AN ACT, to emancipate Patience and Gloster.

Preamble.

WHEREAS, by the last will and testament of George Cochrane, deceased, it has been made manifest to the General Assembly, that from consideration of the faithful services of negro Patience and her son Gloster, it was the request of said testator, that his principal heir and executor, Robert Coch-

rane, (now of Claiborne county) should at certain periods emancipate and set free, the said negroes; and whereas, though the said negroes have for a number of years been at liberty to control their owntime, they have never been regularly manumitted—Therefore, 1824.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the said negroes, Patience and her son Gloster, be and they are hereby emancipated and forever set free, from the bonds of slavery: *Provided,* That the said Robert Cochrane, shall enter into bond and security, agreeably to law, that the said Patience and Gloster, shall not become a public charge. Patience and Gloster, emancipated.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 12th, 1824.
WALTER LEAKE.

CHAP. XIV.

AN ACT, to alter and amend an act, entitled "an act, to reduce into one, the several acts, and parts of acts concerning the Establishment, Jurisdiction and Powers of the Superior Courts of Law."

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That whenever any suit shall be commenced in any of the courts in this state, founded on any writing, whether the same

1824

be under seal or not, the court before whom the same is depending, shall receive such writing as evidence of the debt, promise, undertaking, or duty, for which it was given; and it shall not be lawful for the defendant, or defendants, to deny the execution of any such writing; unless, it be by plea, supported by affidavit of the truth thereof, to be filed therewith, at the time such plea is filed.

Court to receive writing as evidence of debt &c

Not lawful for defendant to deny the same.

Sec. 2. *And be it further enacted*, That in all suits which are now depending and undetermined, in the several courts in this state, having jurisdiction thereof, founded on any such writing, the court before whom the same is depending, shall receive such writing as evidence of the debt, promise, undertaking or duty, unless the defendant, or defendants in any such suit, shall within the time limited for pleading in the said court, at the next term after the passage of this act, deny the execution of such writing, by plea accompanied by affidavit as prescribed in the foregoing section.

Sec. 3. *And be it further enacted*, That whenever any person or persons, other than the person or persons purporting to have executed any such writing, shall be defendant or defendants, the court before whom such suit is depending, shall receive such writing, as evidence as aforesaid, unless the defendant, or defendants shall make oath, that he, she or they, verily believe, that the said writing was not executed by the person or persons, by whom it is alleged to have been executed.

When defendant may make oath.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieut. Governor and President of the Senate.
Approved—January 13th, 1824.
WALTER LEAKE.

CHAP. XV.

1824.

A Resolution to dissolve the bonds of matrimony, between Rebecca Hamilton and Henry H. Hamilton.

WHEREAS, at the late January term, of the Superior Court of Chancery, for the Western District, the Honorable Joshua G. Clark, then and there presiding as Chancellor, made the following order, to wit:

REBECCA HAMILTON, vs. *HENRY H. HAMILTON*. } It is ordered, adjudged and decreed, That the bonds of matrimony heretofore subsisting between the complainant and defendant be, and they are hereby dissolved—Therefore, Decree.

Sec. 1. *Be it resolved by the Senate and House of Representatives of the State of Mississippi in General Assembly convened*, (Two-thirds of both Branches of the General Assembly concuring therein,) That the decree aforesaid, be sanctioned, and the bonds of matrimony heretofore subsisting between the said Rebecca Hamilton and Henry H. Hamilton be, and the same are hereby wholly dissolved, and forever annulled. Marriage dissolved.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

Approved—January 15th, 1824.
WALTER LEAKE.

1824.

CHAP. XVI.

AN ACT, directing the mode of choosing Electors to vote for a President and Vice President of the United States.

Manner of choosing electors to vote for President and Vice President of the United States.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That for the purpose of electing three Electors to choose a President and Vice President of the United States, the qnalified voters in this state, shall meet at their respective Court-Houses, or places appointed by law for holding elections in their respective counties, on the first Monday in November next, and vote for three persons, who shall be residents of this state, as Electors to vote for President and Vice President of the United States; the inspectors and Clerks of elections shall be appointed in the same manner, and the same rules and regulations shall be observed by the several Sheriffs, inspectors, clerks, and voters, as is provided by law in electing members to the General Assembly, and they shall be severally liable to the same penalties, to be recovered in the same manner.

Inspectors to make out transcript of votes.

Sheriff to transmit certificate to the Secretary of State.

Sec. 2. *And be it further enacted,* That it shall be the duty of the inspectors of the separate districts to make out a fair transcript of the votes given to each candidate, and deliver those given in the separate election districts to the sheriff of their respective counties; within three days inclusive after the commencement of said election, and the sheriff of each county, shall on or before the fifth day inclusive, after the commencement of the election, transmit a certificate of the election, shewing the number of votes taken in his county, to the Secretary of State, under the penalty of two thousand dollars, to be collected by motion, in any

court having cognizance of the same, ten days' previous notice being given; and the Secretary on the receipt of such certificate, shall carefully compare the polls, make addition of the number of votes given and returned, for the several counties, and shall cause the names of the three persons so elected, to be published in the Gazette of the Public Printer. 1824.

Secretary shall compare polls and publish names of persons elected.

Sec. 3. *And be it further enacted*, That the electors so elected, shall meet at the town of Jackson, on the first Wednesday in December thereafter, and there give their votes for President and Vice President of the United States, and make return thereof agreeably to the laws of the United States, in such case made and provided: and should it so occur, that any elector, from death, or any other disabling cause, should not so attend and give his vote, then and in that case, the other electors shall appoint such other person as they may choose to fill such vacancy and report forthwith, such proceeding to the Secretary of State.

Electors to meet at Jackson and vote.

Vacancies how filled.

Sec. 4. *And be it further enacted*, That the Sheriffs and their officers, and the Clerks, shall each be allowed the sum of two dollars per day for each day, they shall be necessarily employed in the discharge of the duties required of them by this act, to be paid on the Auditor's Warrant, out of the Treasury of the State; and each elector shall be allowed the sum of four dollars for every twenty miles, he shall necessarily travel in going to, and returning from the Seat of Government, aforesaid, and four dollars per day, while attending there as an elector: for which allowance the Auditor of Public Accounts is hereby required to issue his Warrant on the State Treasurer, who shall pay the same out of any money in the Treasury not otherwise appropriated.

Compensation.

Auditor to issue warrant.

1824.

Secretary to give to electors notice in writing.

Penalty on failure.

Sec. 5. *And be it further enacted*, That the Secretary of State, shall give to the Electors, elected as aforesaid, notice in writing, to be transmitted by mail, of their being elected, within two days from and after comparing the polls, and on failure shall be subject to be fined two thousand dollars by any court having competent jurisdiction thereof, ten days' previous notice being given him, that a motion would be made.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 15th, 1824.
WALTER LEAKE.

CHAP. XVII.

AN ACT, to emancipate Rachael, a woman of colour.

WHEREAS, it has been represented to this General Assembly, That Jonathan Newman, did by his last will and testament, desire his executors and executrix to apply to this Legislature for permission to emancipate his servant Rachael, a woman of colour, and for sufficient cause appearing from the petition of the said executors and executrix.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the said servant Rachael be, and she is hereby emancipated and set free: *Provided*, That the said executors and executrix, or either of them, give bond and security in

the sum of five hundred dollars, payable to the Judge of Probate, of Amite county, and his successors in office, conditioned that the said Rachael, shall not become a public charge. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 17th, 1824.
WALTER LEAKE.

CHAP. XVIII.

An Act, to authorize William Armstrong, to sell Real Estate.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That William Armstrong, the executor of Richard Ursery, deceased, be and is hereby authorized and empowered to sell eighty acres of land, the property of said Ursery, in such manner as by law directed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 17th, 1824.
WALTER LEAKE.

1824.

CHAP. XIX.

AN ACT, to authorize David D. Downing, to sell certain Real Estate.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That David D. Downing, executor of the last will and testament of Claiborne Harris, deceased, be and he is hereby authorized to sell all the real estate, of the said deceased, lying and being in Claiborne county, on such terms as may be prescribed by the Orphan's Court of said county.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved, January 17th, 1824.
WALTER LEAKE.

CHAP. XX.

AN ACT, for the relief of John Burton.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That John Burton, be allowed the sum of seventy five dollars, to be paid out of any money in the State Treasury not otherwise appropriated, for his services as District Attorney pro tempore, at the April term of the Circuit court holden for the county of Amite, in the year eighteen hundred and twenty-one, it appearing to the satisfaction of the General Assem-

bly, that the aforesaid office was vacant at that time the services were rendered. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 19th, 1824.
WALTER LEAKE.

CHAP. XXI.

AN ACT, to emancipate William and others, persons of colour.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,* That the following Negroes, to wit: William, Cæsar, Senr. Harry, Adam, Green, Cæsar, Junr. Emmy, Natty, Cynthia, Nicy and Venus, slaves, named in the last will and testament of Lawson Thompson, deceased, late of the county of Monroe, be and they are hereby emancipated and set free from slavery.— And on condition, that the said William and others, slaves herein named, and each of them, shall leave this state, within four months; and should they, or either of them return thereto he, she, or they, shall be subject to the provisions of the law, relative to the emigration of free persons of colour to this state: *Provided,* That the said negroes shall not depart from the county of Monroe, for one month, after the passage of this act, nor during the pendency of any suit or suits relating to a claim of property, in the said negroes or either of them: *Provided,* That if said negroes are detained by a

Certan slaves emancipated.

Provisc.

1824. suit commenced against them, and the suit terminates favorable to them, they shall be allowed, four months from the termination of the suit, to leave the state. And that this act, shall not be construed so as to interfere with the rights of any person or persons, to a property in said negroes, or either of them, or any interest in, or claim against the estate of the said Lawson Thompson, by descent, purchase or otherwise.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 19th, 1824.
WALTER LEAKE.

CHAP. XXII.

AN ACT, for the relief of the commissioners of Public Buildings, of Marion county, and for other purposes.

Preamble. WHEREAS, it has been represented to this General Assembly, that the business of the Commissioners of Marion county, is in an unsettled state, and that it is the wish of the said Commissioners, that the duties heretofore imposed on them by law, may devolve on the County court.

Commissioners authorised to make settlement with court &c. Sec. 1. *Therefore be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the said Commissioners are hereby authorized and required, at the first or second term of the County Court, after the passage of this act, to make with

the said court, a full and perfect settlement of all their transactions as Commissioners of the Public Buildings of Marion county, and to surrender to the said court, all public property, which may remain in their hands; and the said court are hereby required to do and perform all acts that were required of the said Commissioners: and the said Commissioners are hereby required to pay into the Treasury of the county, any surplus fund, which may remain in their hands. 1824.

County Treasurer to pay all debts, contracted by commissioners.

Sec. 2. *And be it further enacted*, That all debts, legally incurred by said Commissioners in discharge of their duties as such, are hereby authorized, and required to be paid by the County Treasurer, out of any funds not otherwise appropriated. All acts and parts of acts, coming within the purview and meaning of this act, be, and the same are hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 19th, 1824.
WALTER LEAKE.

CHAP. XXIII.

AN ACT, authorizing an appropriation to be made to the road leading from Jackson, the present seat of government, to the nearest point on the River Mississippi.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the sum of

1824. two hundred dollars be and the same is hereby appropriated and directed to be laid out in improving the road running from the town of Jackson to the nearest point on the River Mississippi, and that Miles Fleetwood, Noble Osborn, Reuben Newman, Foster Cook and George Wyche, be, and they are hereby appointed Commissioners for the faithful disbursement of the same.

Sec. 2. *And be it further enacted*, That the money shall be expended on such parts of said road as a majority of said Commissioners may deem most needful of improvement giving preference to Bridges, and such bad places as need causewaying, and whenever said work is done the said Commissioners, or a majority of them shall make a return on oath to be administered by any justice of the peace, that the work is done as far as the amount appropriated would do it, upon which the Auditor of Public Accounts shall issue his Warrant payable out of the three per cent. fund.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 17th, 1824.
WALTER LEAKE.

CHAP. XXIV.

Resolution in favor of George B. Crutcher.

Resolved, by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened, That George B. Crutcher have leave to occupy the Blank Square in the

town of Jackson, that he now occupies for a Printing-Office, until prohibited by the Legislature or some disposition is made of said Blank Square. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved, January 17th, 1824.
WALTER LEAKE.

CHAP. XXV.

AN ACT, to establish additional Election Districts in several counties in this state, and to change the places for holding Elections in the counties of Franklin, Wilkinson, Lawrence and Wayne.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That in addition to the places established by law for holding Elections in the county of Hinds, there is hereby established, one other to consist of all that portion of said county East of Pearl River, which shall be, and the same is hereby established, a separate Election District and the Election for the said district shall be held at the house of Harry Long. Additional Election Districts in Hinds county.

Sec. 2. *And be it further enacted,* That in addition to the places appointed by law for holding elections in the county of Marion, there shall be one other to include all that portion of the county comprised within the district of captain Ford, the election for which shall be holden at the house of William Yarborough. Do. in Marion county.

Sec. 3. *And be it further enacted,* That in addition to the places established by law for hold-

1824.

ing elections in the county of Green, there shall and are hereby established three others, to wit: all that portion of said county comprised in the limits of captain Watt's district shall compose one election district, the election for which shall be holden at the house of Thomas Everett, all that portion of said county lying south of the first township line, and east of Chickasawhay River, shall form an election district, the election for which shall be holden at the house of Daniel McInores, and all that portion of said county that lies south of said township line and west of said river, shall form one other district, the election for which shall be holden at the house of Henry King.

Do. in Green county.

Sec. 4. *And be it further enacted*, That in addition to the places established by law for holding elections in the county of Yazoo, there shall be, and are hereby established three others, viz: all that portion of said county, comprised in the following limits, beginning on Big Black, where the first range east, strikes the same running thence south east to the line of Hinds county, along said line to Indian Boundary, and alongsaid boundary to the Big Black, and down said river to the beginning, the election for which shall be holden at the house of William Doke, all that portion of said county, comprised in the following limits, beginning on Big Black where the second range line crosses the same, thence northwest to the Mississippi River, thence up said river to the Choctaw Boundary along said Boundary to the Big Black and down said river to the place of beginning, the election for which shall be held at Brown's Store, and all the balance of the said county west of the Big Black, and south of said line, shall compose one district, the election for which shall be holden at Pierce's Store, on Yazoo River.

Do. in Yazoo county.

1824.

Sec. 5. *And be it further enacted*, That in addition to the places for holding elections in the county of Hancock, there shall be one other district to consist of that portion of said county comprised in captain Rozenburgh's district, the election for which shall be holden in the town of Pearlington, at the house of Francis B. Lenoir.

Do. in Hancock county.

Sec. 6. *And be it further enacted*, That the election heretofore holden at the house of Jesse Cole, in the county of Wayne, shall in future be held at the house of William A. Lang, and the election heretofore holden at the house of David Williams, shall in future be held at the house of Samuel Fulton.

Place of holding Elections changed.

Sec. 7. *And be it further enacted*, That in future elections shall be holden in the several election districts in the county of Franklin, the boundaries of which shall be as follows, to wit: the first district shall comprise all that portion of said county, within the district of Rowling's District, the election for which shall be holden at the house of Malcomb Shaw; the second district shall contain all that portion of said county, comprised in captain Shephard's district, the election for which shall be holden at the house of Samuel W. Wells; the third district shall comprise all that tract of country in the following limits, to wit: beginning on the Homochitto River, where the lower Monticello road crosses the same. thence due east to the sixth range line, thence south to the Amite county line, thence along said line to the Homochitto river, thence up said river to the place of beginning, the election for which shall be holden at the house of George Gray; and all that portion of said county, north of said line from Monticello road at Homochitto, and east of said river, shall form one district, the place for holding elections in which shall be at the house of James Calcole.

Election Districts Franklin county.

1824.

Sec. 8. *And be it further enacted*, That there shall be an additional election district established at the house of Alexander M'Carty, commencing at a point on Tombeckbee river opposite to William H. Craven's running due east to the state line, and all that part of Monroe county, lying south of said line shall constitute the said election bounds.

Sec. 9. *And be it further enacted*, That in addition to the places already established by law for holding elections in Claiborne county, there shall be, and is hereby established, one other, (viz.) all that tract of country south of the Widow's-creek, and north of the Petit Gulf road, leading by William Briscoe's plantation, until it intersects the road leading from the Jefferson county line to Bruinsburgh, thence west of the said road to the Jefferson county line, including the country to the Mississippi in said county, and the same is hereby established a separate election district, the election of the said district shall be at Bruinsburgh.

Do. in Claiborne county.

Sec. 10. *And be it further enacted*, That the place of holding the election in the county of Wilkinson, in the district bounded by the Buffaloe and Homochitto, the road from McNeely's to Swayzie's Ferry and the Amite line, shall be changed from Sixe's Ferry, to Jesse Deloache's, and that all future elections in the district, shall be held at the said Jesse Deloache's house.

Place of holding Elections in Wilkinson county changed.

Sec. 11. *And be it further enacted*, That there shall be an additional election district in the county of Lawrence, within the bounds of captain Edwards' district, which shall be at the house of Stephen Smith on Bogue Chitto.

Election District Lawrence county.

Sec. 12. *And be it further enacted*, That the Sheriffs of the several counties in this state, shall either in person or by deputies appointed for that purpose attend the several election districts in his county to superintend said elections, and in case of the failure of the managers or any of them to sup-

Sheriff required to attend Elections.

ply the vacancy occasioned thereby, and in either case he shall administer the usual oath to the managers who shall conduct the elections agreeably to law. 1824.

Sec. 13. *And be it further enacted*, That nothing in this act contained, shall be so construed as to prevent any voter living in one election district from voting in any other district in his county. A person may vote in either District.

Sec. 14. *And be it further enacted*, That all acts and parts of acts, that come within the purview and meaning of this act, be and the same are hereby repealed. Repealing clause.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieut. Governor and President of the Senate.
Approved—January 19th, 1824.
WALTER LEAKE.

CHAP. XXVI.

AN ACT, to repeal an act, entitled "an act, to divide Covington county, and form a new county out of the same."

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That an act, approved, January, the seventeenth, one thousand eight hundred and twenty-three, "to divide Covington county, and form a new county out of the same;" be and the same is hereby repealed. Repealing clause.

Sec. 2. *And be it further enacted*, That it shall be the duty of the clerks of the Circuit and County courts of the county of Bainbridge, to return all Papers to be returned.

1824. papers, and all suits, which have been commenced, or may be commenced, before the promulgation of this act, to the respective clerks of the said county of Covington, to which they may belong.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

Approved—January 21th, 1824.
WALTER LEAKE.

CHAP. XXVII.

A Resolution, relative to the settlement of accounts between the States of Mississippi and Alabama.

Governor to appoint Commissioners.

Sec. 1. *Resolved, by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That his Excellency the Governor of this state, be, and he is hereby authorised and required, to resume the negotiations with the State of Alabama, relative to the liquidation of the Accounts, between the State of Mississippi, and said State of Alabama: and that his Excellency be, and he is hereby empowered, to appoint some suitable person, with full power to act, as commissioner, with such commissioner, as may be duly appointed on the part of the State of Alabama, with a view, to the final adjustment of said accounts, and to meet at such time, and place, as may be mutually agreed on.

Compensation.

Sec. 2. *And be it further resolved,* That the commissioners appointed on the part of the State of Mississippi, in pursuance of this resolution, shall be allowed in compensation for his services,

four dollars for every twenty miles he shall travel in going to, and returning from the place of said meeting; and four dollars per day, for every day he shall be necessarily employed, in such service, to be paid out of any money in the Treasury not otherwise appropriated; and the Auditor of Public Accounts is hereby required to issue his Warrant, on the Treasurer of the State, for the same, on the certificate of the Governor, that such commissioner has performed said service. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824.
WALTER LEAKE.

CHAP. XXVIII.

RESOLUTION.

Resolved by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened, That the State Printers are hereby required to print Seven Hundred Copies of the Laws, and Three Hundred Copies of the Journals of the Senate and House of Representatives, of this session.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824.
WALTER LEAKE.

1824

CHAP. XXIX.

AN ACT, to change the name of William Lee Davidson Green.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That William Lee Davidson Green, desiring his name changed, and the General Assembly being satisfied as to the reasons thereof; the said William Lee Davidson Green, shall hereafter be called William Lee Green, and shall by that name, sue and be sued, plead and be impleaded, in any court of law, or equity in this state.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824.
WALTER LEAKE.

CHAP. XXX.

AN ACT, to make legitimate, David Anderson.

WHEREAS, the petition of William Anderson, has been presented to this Legislature, praying the passage of an act, declaring the legitimacy of David Anderson, his son, and it appearing reasonble and proper, from causes set forth in the said petition, that the same should be done,

Sec. 1. *Be it therefore enacted by the Senate and House of Representatives of the State of*

Mississippi in General Assembly convened, That the said David Anderson be, and he is hereby, in all respects, deemed and held, one of the legitimate children of the said William Anderson, in the same manner, as if he had been born in lawful wedlock, entitled by descent, to any equal dividend of the real and personal estate of the said William Anderson. in case he should die intestate, with his other and legitimate children, together with every other privilege, and immunity, incident in any respect, to the other children of the said William Anderson, begotten in lawful marriage. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824
WALTER LEAKE.

CHAP. XXXI.

AN ACT, to authorise the sale of certain Real Estate, of Caleb Perkins, deceased.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Charles Perkins, administrator, and Sarah Harrison, administratrix, of the estate of Caleb Perkins, deceased, on entering into bond and security, to an amount to be assessed by, and made payable to the Probate Court of Adams county—conditioned, that they will well and truly account to said court, for the proceeds of such sale, according to law, be, and they are hereby authorised and empowered to

1824. sell, a certain tract of land, belonging to said estate, containing about two hundred and forty arpents, lying within the county of Adams, adjoining lands of Doctor Samuel Duncan, William Haslep, and others; on such terms, as they may deem most conducive to the interest of said estate, and the minor heirs; and, to make full and complete titles to the purchaser or purchasers thereof, any law to the contrary notwithstanding.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824.
WALTER LEAKE.

CHAP. XXXII.

AN ACT, to authorise the County Courts of Jackson and Green counties, to levy a Special Tax, for the purpose of completing the payment of the public buildings of said counties.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,* That the county courts of Jackson and Green counties, at their next or succeeding term, after the promulgation of this act, in the years, eighteen hundred and twenty-four, and eighteen hundred and twenty-five, be authorised and required, to levy a Special Tax in the county of Jackson, not exceeding two hundred and fifty dollars, in each year, and in the county of Green, not exceeding fifty per cent. on the state tax, in each year, to be assessed on all property,

County Courts to levy a Special Tax.

subject to State Tax, and to be collected in the same manner and at the same time, of collecting the State Tax. 1824.

Sec. 2. *And be it further enacted*, That it shall be the duty of the collectors of said Tax, to give bond with sufficient security. payable to the presiding Justice of the county Court of his county and his successors in office, in double the amount of the sum so levied; conditioned that he will collect and pay over, on or before the first day of December in each year, the amount of money so collected, agreeably to the provisions of this act, to the Treasurer of his respective county, subject to the order of the commissioners appointed to fix on a permanent seat of Justice for said county. Collector to give bond &c.

Sec. 3. *And be it further enacted*, That the County Court of Jackson County, shall at their next or succeeding term, be authorized and required to levy a special Tax, not exceeding one and a half cents per head, on each and every head of Cattle in said county; which said Tax shall be collected by the same Tax Collector, and under the same restrictions, as is directed for collecting the above special tax; and when so collected shall pay the same over to the County Court, for the purpose of transcribing into well bound books, to be procured by them for that purpose, the records of the Circuit and County courts of said county. Special tax for Jackson county.

Sec. 4. *And be it further enacted*, That the tax collector shall be allowed the same per cent, for collecting the special Tax, as is allowed by law for collecting the County Tax. Compensation of Collector.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824.
WALTER LEAKE.

1824.

CHAP. XXXIII.

AN ACT, to amend "an act, regulating the admission of Physicians to practice Medicine and Surgery, in the State of Mississippi."

State divided into two Medical districts.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That this state shall be divided into two Medical Districts, the Western district shall be composed of the counties of Copiah, Warren, Claiborne, Jefferson, Adams, Wilkinson, Amite and Franklin; the Eastern district shall be composed of all the other counties within this state, and each Board of Censors, heretofore established, within the limits of each district as herein described, shall have all the powers and privileges heretofore given by law; except, that any license granted by one board, or any member thereof, shall not authorise such licentiate to practice Medicine or Surgery, within the limits of the district of the other board; any law, usage or custom to the contrary, notwithstanding.

Repealing clause.

Sec. 2. *And be it further enacted,* That all acts and parts of acts, coming within the purview and meaning of this act, be, and the same are hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

Approved—January 21st, 1824.
WALTER LEAKE.

CHAP. XXXIV. 1824.

AN ACT, for the relief of William Parker.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the sum of three hundred and fifty dollars and forty-six cents, be paid to Archibald Lewis, assignee of William Parker, out of any money in the Treasury of Adams county, not otherwise appropriated, for timber furnished for the Public Buildings of said county.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

Approved—January 21st, 1824.
WALTER LEAKE.

CHAP. XXXV.

AN ACT, to alter and amend an act, entitled "an act, to change the time of the next meeting of the General Assembly, and to organize the two Houses thereof, and regulating the duties of Tax Collectors,"

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the next and all future Sessions of the General Assembly, shall commence on the first Monday of January, in each year, until otherwise directed by law.

Future sessions to commence on the first Monday in January.

1824.

Sec. 2. *And be it further enacted*, That it shall be the duty of every Assessor and Collector of Taxes in this state, to pay the money by him or them collected, into the Treasury of the State, on or before the first Monday in January, in each and every year, and hereafter, it shall not be lawful for any Assessor or Collector of Taxes to make distress, orsale of any goods, chattels, lands or tenements, of delinquents who may not have made payment of the taxes due, before the first Monday of December.

Time of paying taxes into the Treasury.

Sec. 3. *And be it further enacted*, That hereafter, the Fiscal year, shall commence on the Second Monday of January, and end on the day preceding the Second Monday of January, in each and every year.

Fiscal year when to commence.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824.
WALTER LEAKE.

CHAP. XXXVI.

AN ACT, to alter and define the boundary line, between the counties of Jackson and Hancock.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the line dividing the counties of Jackson and Hancock, shall begin on the line of demarkation, where the township line, dividing Ranges ten and eleven, strikes the same; thence south, along the said township

Dividing line between Jackson and Hancock Counties.

line, to the bay, any law to the contrary notwithstanding. 1824.

Sec. 2. *And be it further enacted*, That the inhabitants, between the ninth and eleventh Range lines, shall pay their Tax to the Collector of Hancock county, for the year eighteen hundred and twenty-four.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 21st, 1824.
WALTER LEAKE.

CHAP. XXXVII.

AN ACT, to emancipate Savory, a person of colour.

WHEREAS, it has been shown to the Legislature that colonel Henry Hunter, late of Wilkinson county, deceased, did in his life time, by his certain instrument of writing manumit and set free his slave Savory, which was concurred in by his heirs—Therefore,

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the said Savory, be, and she is hereby emancipated and forever set free from slavery, reserving the rights of creditors: *Provided*, The said Savory will procure some person to enter into bond to be approved by the County Court of Wilkinson county—

1824. conditioned, that she shall not become a public charge.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON.
Lieutenant Governor and President of the Senate.
Approved—January 22d, 1824.
WALTER LEAKE.

CHAP. XXXVIII.

AN ACT, to enable Mary Bruce, administratrix of Charles Bruce, to dispose of certain Real Estate, therein named.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Mary Bruce, administratrix, of Charles Bruce, deceased, on entering into bond with security to be approved by the Probate Court of Wilkinson county, payable to the Judge of said court, and his successors in office, in such sum as the said court shall deem sufficient—conditioned, that the said Mary Bruce, will observe and conform to the regulations by law provided, for the sale of Real Estate, be, and she is hereby authorised and empowered to sell the south west, quarter of fractional section, number four, in township number one, of range number two, west, lying in the county of Wilkinson, and to make full and complete titles to the purchaser or purchasers: *Provided, nevertheless,* That the said Mary Bruce, shall previously to the sale of the said property, make full and complete titles to the minor heirs, or heirs of the said

Mary Bruce, authorized to sell certain real estate

Charles Bruce, of certain negroes, and of other personal property purchased by the said Mary Bruce, of the estate of the deceased, saving always the rights of the said Mary. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 22d, 1824.
WALTER LEAKE.

CHAP. *XXXIX.*

AN ACT, to emancipate Limerick, a person of colour.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,* That Limerick, a person of colour, the slave of Ezekiel Newman, of the county of Adams, in this state, be, and he is hereby emancipated from slavery, saving however the rights of creditors, and on condition, that the said E. Newman, shall enter into bond with good security payable to the Judge of Probate of said county, and his successors in office, that the said Limerick shall not become a public charge.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 22d, 1824.
WALTER LEAKE.

1824.

CHAP. XL.

AN ACT, to repeal the sixty six section of an act, entitled "an act, for the punishment of Crimes and Misdemeanors.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the sixty-sixth section of an act, entitled "an act, for the Punishment of Crimes and Misdemeanors," be, and the same is hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

Approved—January 22d, 1824.
WALTER LEAKE.

XLI.

AN ACT, to establish a permanent Seat of Justice for Green county.

Commissioners appointed.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Thomas Watts, Israel Baxter, Daniel Martin, Daniel McInnis and Peter Fairley, be and they are hereby appointed Commissioners, to fix on a permanent Seat of Justice for Green county.

Their duty and powers.

Sec. 2. *And be it further enacted,* That the above named Commissioners, shall on or before the first of August next, meet at the place where the Circuit Courts are now held, and fix upon a

place for the permanent seat of justice for said county, with full power to receive by donation or otherwise, not less than eight, nor more than eighty acres, for the use of said county. 1824.

Sec. 3. *And be it further enacted*, That if the aforesaid commissioners do not agree upon a permanent seat of justice for said county; that they or a majority of them, shall select two places, in said county, for the seat of justice for the same, and in that case, it shall be the duty of the aforesaid commissioners, to notify the qualified electors of said county, to attend at the separate election districts, on the first Monday in August, next to vote, in favor of one of those two places so designated by the commissioners, which elections shall be held by the Sheriff of said county and his deputies, in the same manner as other elections are held in said county and the place having the greatest number of votes shall be the seat of justice for said county. Proceedings on disagreement of Commissioners, about the Seat of Justice.

Sec. 4. *And be it further enacted*, That the aforesaid commissioners or a majority of them shall let the court-house and jail of said county to the lowest bidder by giving thirty days' notice by advertisement in three public places in said county and the said commissioners shall take from the person or persons undertaking said buildings a bond with approved security in double the amount of said contract, payable to the chief justice of said county and his successors in office—conditioned, that he or they will complete said buildings agreeably to contract. Commissioners shall let the Court House and Jail to lowest bidder, &c.

Sec. 5. *And be it further enacted*, That all acts and parts of acts, coming within the purview and meaning of this act, be and the same are hereby repealed. Repealing clause.

Approved—January 22d, 1824.

WALTER LEAKE.

1824.

CHAP. XLII.

AN ACT, to establish two other Election Districts in the county of Jefferson.

Additional Election Districts established.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,* That in addition to the Election Districts already established by law in the county of Jefferson, there shall be and are hereby established, two others, (viz.) all that part of said county lying within the limits of captain Smith's company beat in the Eastern part of said county shall be established, one election district, and all elections in said district, shall be held at the Union School house, near the residence of Charles McDugala's, Junr. and the other election district shall be, and is hereby confined within the limits of captain Bettington's company beat; and all elections shall be held at Beech Hill meeting house, within said district.

Elections to be regulated according to law.

Sec. 2. *And be it further enacted,* That all elections held at the places aforesaid shall be regulated in the same manner, and at the same time as is provided by law, for holding elections in this state.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 22d, 1824.
WALTER LEAKE.

CHAP. XLIII.

1824.

An Act, to emancipate Sall and John.

Whereas, it has been shewn to the General Assembly, that Patrick Foley, deceased, did by his last will and testament, emancipate his slaves Sall and John; and the heirs and executors having petitioned for the same:—

Sec. 1. *Therefore, Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the said Sall and John, be and they are hereby emancipated and set free from slavery, reserving the rights of creditors: *Provided,* That the heirs of the said Patrick Foley enter into bond, to be approved by the County Court of Wilkinson county, conditioned, that they shall not become a public charge: *And provided,* That the said John leave the State in twelve months from and after the passage of this act.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 22nd, 1824
WALTER LEAKE.

CHAP. XLIV.

An Act, to enable the Guardian of Allen Bowie, to sell certain Real Estate.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in*

1824. *General Assembly convened*, That Beverly R. Grayson, Guardian of Allen Bowie, be, and he is hereby authorized to sell all the right, title and interest which John F Bowie, Muntfort Bowie, Allen Bowie, and Frederick Bowie, minor heirs of the late John F. Bowie, have, in right of their deceased mother, in and to a certain tract of land lying in Adams County, containing about seven hundred and eighty seven acres, bounded by lands of White Turpin, Samuel Montgomery, Philip Hoggett and others, for the benefit of said heirs.

Beverly R. Grayson authorised to sell real estate.

Sec 2. *And be it further enacted*, That the said B. R. Grayson, before making sale of such real estate, shall enter into bond with sufficient security, to be approved by the Judge of Probate of Adams County, to be deposited in his office: Conditioned for the faithful and equal distribution of the proceeds of the sale of such real estate for the benefit of said heirs; and under such restrictions as said Judge of Probate may prescribe, agreeably to law.

Required to enter into bond.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 22nd, 1824.
WALTER LEAKE.

CHAP. XLV.

AN ACT, to alter and amend the Militia Laws of the State.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That when com-

pany vacancies of commissions shall occur, the commanders of regiments, shall issue an order to the company, to hold an election to fill such vacancy or vacancies. directed to the officer highest in grade, (he not being a candidate,) or, to any other person, under the same restriction; who shall conduct the election according to the existing Militia laws of the state. 1824.

Vacancies, how filled.

Sec. 2. *And be it further enacted*, That it shall be the duty of the Governor, and commander in chief, to furnish the Regimental commanders, with blank commissions, for Captains, Lieutenants and Ensigns; and all resignations of company officers shall be made to the Regimental commanders, who shall be authorised to accept the same, and order the vacancy to be filled forthwith.

Governor to furnish Commissions to commanders.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 22d, 1824.
WALTER LEAKE.

CHAP. XLVI.

AN ACT, to authorise the executors of Lewis Evans to sell Real Estate.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That Gabriel Tichenor, and James C. Wilkins, executors of the last will and testament of Lewis Evans, deceased, upon giving bond with security, to an amount to be assessed by, and made payable to the Probate Court of Adams county, conditioned, that they will well and truly account for the proceeds of such

1824. sale, according to law, be and they are hereby authorised and empowered to sell any part or parts of the real estate of said testator, in such manner and on such terms, as they may deem most conducive to the interests of the devisees of said deceased; and they shall have full power and authority to make good and sufficient titles to the same, any law to the contrary notwithstanding.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieut. Governor and President of the Senate.
Approved—January 22d, 1824.
WALTER LEAKE.

CHAP. XLVII.

AN ACT, supplementary to an act, entitled "an act, to amend an act, to incorporate the Town of Monticello."

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That it may be lawful for the Board of Trustees of the Town of Monticello, or a majority of them, after their annual election, to meet at such time and place, within the limits of said town, as may be convenient, and elect a President from their own body, which said election shall be as valid in law or equity, as if such election had been held on the day next succeeding the day on which said Trustees shall have been elected, according to the requisitions of the

act, to which this is a supplement; any thing in said act, to the contrary notwithstanding. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved--January 22d, 1824.
WALTER LEAKE.

CHAP. XLVII.

AN ACT, to authorize the opening of Public Roads to and from the Town of Jackson, the Seat of Government, and to appropriate a part of the three per cent. fund for that purpose.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Wesley Trahern, A. Defrance, Henry G. Johnston, Daniel Perry, and Green Young, be and they are hereby appointed Commissioners, to lay off a road in the nearest and best route, from the western termination of Robertson's road to Jackson, the present Seat of Government of this State, and thence on the nearest and best route towards the City of Natchez; and the said commissioners are authorized and required, to advertise for three months, in the Jackson, Port-Gibson, and Natchez papers, to receive sealed proposals for laying out and cuting said road; and the said commissioners or a majority of them, shall let the road either in whole or in part, to the person or persons making the most advantageous proposals; provided the amount of the contract does not exceed one thousand dollars.

Commissioners appointed.

To advertize for proposals.

1824.

Sec. 2. *And be it further enacted*, That Harry Long, Joshua L. Perkins, John Evans, Hezekiah Walker, and William J. Austin, be and they are hereby appointed commissioners to lay out a road, from the Town of Jackson, aforesaid, towards Winchester, in Wayne county, upon the nearest and best route. And the said commissioners are authorized and required to advertise in the manner directed in the preceding section of this act, and the said commissioners are authorized to employ the person or persons to cut the said road making the most advantageous proposals; provided the said contract shall not exceed two hundred dollars.

Commissioners appointed.

Their duty.

Sec. 3. *And be it further enacted*, That David Dickson, Charles M[illegible]awson, Vincent Garner, William Miller, and [illegible]rry Kees, be and they are hereby appointed commissioners, to lay out a road on the best and nearest route, from Jackson, the present Seat of Government of this State, towards Holmesville, in the County of Pike; and the said commissioners are hereby required to advertise for proposals for cutting said road, for the same period and in the same manner as directed in the first section of this act, and are hereby empowered and required to let the said work to the person or persons proposing the most advantageous terms; provided the amount of the contract does not exceed one thousand dollars.

Commissioners appointed.

Their duty.

Sec. 4. *And be it further enacted*, That none of the commissioners before mentioned, shall proceed to mark, lay out or cut, any road beyond the limits of the late Choctaw cession.

Not to go beyond the limits of the Choctaw Cession.

Sec. 5. *And be it further enacted*, That each board of commissioners, appointed by this act, shall meet and adjourn from time to time, as they may deem necessary, and a majority of them shall form a quorum to transact business; and the Governor of this State is authorized to fill any vacancy that

Commissioners to meet from time to time, &c.

may by death or otherwise occur among the said commissioners. 1824.

Sec. 6. *And be it further enacted*, That the roads authorized by this act shall be laid out and cut of such breadth, as the said commissioners respectively may deem proper; and the said commissioners shall require bond with ample security, from the contractors for the faithful performance of their respective contracts; and the said commissioners shall receive for their services, the sum of three dollars per day, for the time they are engaged in the services required by this act, to be paid out of the three per cent. fund.

Bond to be required of contractors.

Compensation of Commissioners.

Sec. 7. *And be it further enacted*, That when the several roads, or either of them authorized by this act, shall be finished, it shall be the duty of a majority of the said commissioners, as to them may respectively appertain, to certify the same to the Governor of this State, who shall thereupon pay the amount of the contract or contracts out of the three per cent. fund, as soon as it shall be placed at the disposal of this State.

Commissioners to certify to the Governor, when road is finished, &c.

Sec. 8. *And be it further enacted*, That the Governor of this State be and he is hereby authorized to pay in advance, to all or either of the before mentioned contractors, out of the three per cent. fund, one fourth part of the amount of their respective contracts; provided that he approve the security given by the several contractors.

Governor may pay in advance

Sec. 2. *And be it further enacted*, That the commissioners appointed under this act, shall meet at the Town of Jackson, on the second Monday in February, or as soon thereafter as practicable, where they shall proceed to make such regulations as are herein required.

Commissioners to meet on 2nd Monday, in February.

Approved—January 22d, 1824.

WALTER LEAKE.

1824.

CHAP. XLVIII.

AN ACT, to emancipate Davy, a person of colour.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Edward F. Barnes, of Claiborne county, be and he is hereby authorised and permitted to emancipate and set free from slavery, his negro man named Davy, aged about thirty-seven years, saving the rights of creditors. *Provided,* That the said Edward F. Barnes, shall enter into bond agreeably to law, conditioned, that the said Davy, shall not become a public charge.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. XLIX.

AN ACT, to authorise the President and Select-men of the city of Natchez, to lease the Ferry across the Mississippi River.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the President and Select-men of the City of Natchez, be and they are hereby authorised and empowered to lease the Ferry across the river Mississippi, with-

in the limits of said city for any term not exceeding ten years. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON.
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. L.

AN ACT, to alter and amend an act, entitled "an act, to reduce into one the several acts, concerning Patrols."

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That from and after the passage of this act, that the commissioners of roads in each captain's district, shall once in three months, appoint a discreet, prudent man, as a captain or leader of a Patrol, with two other men subject to Militia duty, within said district, for the term of two months, agreeably to the provisions of an act, entitled "an act, to reduce into one the several acts, concerning Patrols:" *Provided,* That the leader of such Patrols, shall be a slave holder; *Provided,* That this act shall extend only to the counties of Adams, Wilkinson, Jefferson and Franklin; *and provided further,* that the President and Selectmen of the City of Natchez, shall appoint leaders of Patrols within the limits of said city, and the leaders of Patrols so appointed, shall be under the same obligations and perform the same duties, as the leaders of Patrols are now required to perform.

Commissionors of Roads shall appoint leaders of Patrols, &c.

This act, to extend to certain counties only.

1824.

Sec. 2. *And be it further enacted*, That so much of the second section of the last above recited act, as makes it the duty of captains or commanding officers of Militia companies to appoint Patrols, and all other acts and parts of acts as comes within the purview and meaning of this act, be and the same are hereby repealed.

Repealing clause.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LI.

AN ACT, to establish an additional Election District in Warren county, and for other purposes.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That in addition to the Election Districts already established. in Warren county, there shall be one other, the country lying north of parrallel township sixteen, and including the county to the northern line of said county, shall compose the District, and the election for said district shall be held at ——— Pratt's house, at the Yazoo Bluffs, or as near there as convenient.

Election District established.

Sec. 2. *And be it further enacted*, That the place for holding elections in the second election district, of said county, shall be changed from the Walnut-Hills, to Vicksburgh, to be held at the

Place of holding Elections changed.

house of Hartwell Vick, or as near there as possible. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LII.

An Act, to provide for the payment of the Fees of Coroners.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That when an inquest shall be held upon the body of any person, who has died by the violence of another, the Coroner shall be paid his legal fees from the treasury of the state, and the verdict of the jury certified by the clerk of the Circuit Court, shall be a sufficient voucher to the Auditor; and when an inquest shall be held upon the body of any person who has died by casualty, or suicide, the Coroner shall be paid his legal fees from the county treasury, where the act, was committed, upon a warrant from the County court. Coroner, how paid his fees.

Sec. 2. *And be it further enacted,* That all fees of Coroners, due at the time of the passage of this act, shall be paid in the manner following, to wit: In all cases where the verdict of the jury of inquest, shall have been "death, by the violence of another" the amount shall be paid out of the treasury of this state, and the Auditor of Public

1824.

Accounts, is hereby authorized to issue his Warrant for the same, upon the claimants producing a certificate, from the county treasurer of his county, that the sum claimed, has not been paid by the county. In all those cases where the verdict shall have been, that the death of the person or persons, occurred from casualties, or suicide, the county courts are empowered and required to make provision for paying the same out of the county treasuries, respectively:

Repealing clause.

Sec. 3. *And be it further enacted,* That all acts and parts of acts, conflicting with, or coming within the meaning and purview of this act, be and the same are hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LIII.

An Act, relative to the Revised Code.

Preamble.

Whereas, it has been represented to the General Assembly, that the Printers who contracted for Printing and Binding the Revised Code, have not complied with the conditions of their contract:

Governor required to make enquiry relative to the Printing of the Revised Code.

Sec. 1. *Therefore, be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,* That the Governor of this state be, and he is hereby required to investigate the truth of the aforesaid representation, and if it be found correct, he shall

inform the Auditor of Public Accounts thereof, who shall thereafter, refuse to audit any account or grant any warrant on the Treasury on account of Printing and Binding said edition of the laws. 1824.

Auditor required to reject accounts, &c.

Sec. 2. *And be it further enacted*, That until the said investigation shall have been reported by the Governor to the Auditor, he shall reject all accounts or claims which may be presented for the Printing and Binding said Code.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LIV.

RESOLUTION.

Resolved, by the Senate and House of Representatives of the State of Mississippi in General Assembly convened, That the executive of this state be, and he is hereby requested to apply to the President of the United States to have an Agent appointed in this state for the purpose of settling claims against the United States, for property lost by individuals in this state, during the late War—and such claims as may be due to the Militia of this state, that served in said War.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Representative Chamber, 13th January, 1824.
P. A. VANDORN. *Clerk.*

1824.

CHAP. LV.

AN ACT, to amend an act, entitled "an act, to reduce into one the several acts concerning Slaves, Free Negroes, and Mulattoes."

When a slave is committed to jail, as a runaway, Jailor shall interrogate him as to his owner, place of residence, &c.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That when any slave or slaves shall be committed to any jail in this State, as a runaway or runaways, it shall be the duty of the jailor of said county, to interrogate him, her or them, as to his, her or their owner or owners' name, or names, and place of residence; and the account thus received, together with a description of the slave or slaves, the jailor shall forthwith transmit by mail. to the owner or owners, named by the slave; and if the statement made by said slave or slaves, shall prove to be false, it shall be the duty of the jailor, without delay, to give the said slave or each of them, twenty-five lashes, well laid on, and interrogate him, her or them, anew, and transmit the intelligence obtained together with a description as aforesaid, to the owner or owners again named, and whip as before directed. if a second false account is given; and so on, for the space of six months, it shall be the duty of the jailor alternately, to interrogate and whip as aforesaid, whenever the said slave or slaves, may give a false account of his, her, or their owner or owners name and place of residence.

To transmit statement to owner.

Further duty.

Sec. 2. *And be it further enacted,* That if any jailor, advertise any negro and make a false description of his or her person, or in writing to the owner or owners, make a false description of the negro or negroes confined under his care, so that the owner, from these circumstances could not know his or her slave, or slaves, in that case the

owner or owners, shall recover against the said Jailor before any court of competent jurisdiction, a sum not less than twenty, nor exceeding one hundred dollars; and should the owner or owners of any such slave or slaves improperly described, have his or her slave or slaves sold out of jail, in consequence of such false description, the owner or owners shall recover against any such Jailor and his securities, the full value of such slave or slaves before any court of competent jurisdiction; provided also, that no Jailor shall hereafter be permitted to liberate or take out of prison, any negro or slave, under any other pretence, than is provided for by this act. 1824. Remedy of owner, in case Jailor give false description of slave.

Sec. 3. *And be it further enacted*, That when runaway slaves are confined in a prison within the limits of a corporate town, the corporation of said town, shall have power and authority, to employ such slave or slaves, on any public work for the benefit of such corporation; provided they become liable for the maintenance, and safe keeping of such slave or slaves, while in their employment. Corporation, may employ slave on public work. Proviso.

Sec. 4. *And be it further enacted*, That the owner or owners of any slave or slaves, who may be sold out of jail, under the provisions of an act, entitled "an act to reduce into one, the several acts, concerning slaves, free negroes and mulattoes," be and the same (or their agent, legally authorised) are hereby empowered, on their paying or offering to pay all costs and charges and ten per centum per annum thereon, attending the apprehension, confinement and selling out of said negro or negroes, to reclaim and redeem said negro, or negroes, within six months after the sale of said negroe or negroes. How owner, may reclaim his slave.

Sec. 5. *And be it further enacted*, That all acts, and parts of acts, conflicting with, or coming Repealing clause.

1824. within the meaning and purview of this act, be, and the same are hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LVI.

RESOLUTION.

Resolved, by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened, That the Public Printers be instructed to publish in their newspaper, as early as possible, the following Acts, passed at this session of the General Assembly, to wit:

An act further to extend relief to debtors.

An act to establish a Court of Probate, for the granting letters Testamentary, of Administration and Guardianship, for County Police, and for the trial of slaves.

An act to amend an act, entitled "an act, establishing the fees of the several officers therein named"—and that they forward one copy thereof, by mail, to each clerk and sheriff in this State.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

1824.

CHAP. LVII.

AN ACT, to appoint Commissioners, to superintend the laying off and opening a Canal, through the Bar at the East Pass, at the mouth of Pascagola River.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Valentine Delmas, Arnee Crape, Sterling Depree, and John M'Rea, of Winchester, be, and they are hereby appointed commissioners to superintend the laying off and opening a canal through the bar at the east pass of the mouth of the Pascagola River, and it shall be the duty of said commissioners or a majority of them to hire some skilful person who shall receive not exceeding fifty dollars per month, whose duty it shall be to hire hands to perform the aforesaid work.

Commissioners appointed.

Their duty.

Sec. 2. *And be it further enacted,* That the said commissioners, shall take bond payable to the Governor of the state of Mississippi, and his successors in office, in the sum of three thousand dollars, with two good and sufficient securities, to be approved by said commissioners, that said canal shall be cut, agreeably to the instructions and plans of the said commissioners.

Shall take bond of undertaker.

Sec. 3. *And be it further enacted,* That the sum of fifteen hundred dollars be, and the same is hereby appropriated, for the purpose of carrying the provisions of this act into effect, to be drawn out of the three per cent. fund on the order of any five of the aforesaid commissioners.

$1,500 appropriated.

Sec. 4. *And be it further enacted,* That said commissioners shall draw the aforesaid sum in

To be drawn in equal instalments.

1824. three equal instalments, in proportion as the work may advance.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LVIII.

AN ACT, Permitting Catharine Bodley, a free person of colour, to become an inhabitant of this State.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That Catharine Bodley, a free female negro be and she is hereby permitted to become an inhabitant of this State, upon her entering into bond in the sum of five hundred dollars with security to be approved of by the chief Justice of Claiborne county; conditioned that she shall be of good behavior, and shall not become a charge to any county, or to the State.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LIX.

1824.

AN ACT, To revive and amend an act, entitled "an act, to incorporate the Pearl River Bridge Company."

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the act of the General Assembly of the State aforesaid, to incorporate the Pearl River Bridge Company, passed on the twenty eighth day of November, in the year of our Lord, one thousand eight hundred and twenty-one, be and the same is hereby revived, except so much of the fourteenth section of said act, as requires said bridge to be completed on or before the first day of January, in the year of our Lord one thousand eight hundred and twenty-four; and that further time be given for the completion of said bridge, until the first day of January, in the year one thousand eight hundred and twenty-six.

COWLES MEAD,
Speaker of the House of Representatives
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LX.

AN ACT, for the relief of actual settlers in the Town of Jackson.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,* That

1824.

an indulgence until the first day of January in the year eighteen hundred and twenty-six, shall be extended to all such person or persons, as may have taken and improved pre-emption lots in the Town of Jackson; *Provided*, the improvements have been made agreeably to the act, or acts, authorizing the same, nevertheless, an extention of the time of payment shall be given to all actual settlers, until the first day of January, one thousand eight hundred and twenty-six; *And provided also*, that Joseph Winn, shall have all the benefits of this act, by paying, one hundred and thirty dollars.

Indulgence, till the year 1826, extended to actual settlers in Jackson.

Proviso.

Joseph Winn, to have benefit of this act.

Sec. 2. *And be it further enacted*, That the Auditor of Public Accounts, and Treasurer of the state, be and they are hereby authorised, to lease to the highest bidder for three years, any quantum of land not exceeding two acres, any where upon any land owned by the state of Mississippi, to individuals for the purpose of making Brick thereon, *Provided*, the land leased as aforesaid be not situated within the limits of the town of Jackson: *And provided, also*, that the lessee be required to give bond and security to be approved by the Auditor and Treasurer, for the payment of the money, at the expiration of the lease.

Auditor and Treasurer, authorised to lease land.

Sec. 3. *And be it further enacted*, That the lots in the town of Jackson, which have been forfeited to the state, under the provisions of an act, entitled "an act, for the relief of Samuel C. Wooldridge, Joseph Winn, and others," shall be subject to the following provisions, (viz:) each person recognized in said act, shall be entitled to the benefits thereof: *Provided*, they comply with the provisions of said act, on or before the first day of January, eighteen hundred and twenty-six; and in case they fail to do so, they shall pay to the state, fifty dollars per annum, rent, to be recovered by

Lots forfeited under the act, of 1823, subject to certain provisions.

the Auditor of Public Accounts, before any court having jurisdiction thereof. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieut. Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXI.

AN ACT, to mark and lay out a road from Granbury's Bridge, on Bowie, to Pearlington, and for other purposes.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That Isaac Graves, Amos Lott, John Rester, Moses Granbury, and Samuel Rolling, be, and they are hereby appointed commissioners, to lay off a road in the nearest and best route from Granbury's Bridge on Bowie, to the town of Pearlington; and the said commissioners are hereby authorised, and required, to advertise for two months, at three of the most public places in the county of Hancock, and also, at three, the most public places in the county of Covington, to receive sealed proposals for cutting said road; and the said commissioners or a majority of them, shall let the road to the person or persons making the most advantageous proposals: *Provided*, the amount of the contract does not exceed eight hundred dollars.

Commissioners appointed.

Their duty.

Sec. 2. *And be it further enacted*, That each commissioner appointed by this act, shall meet and

A majority to form a quorum.

1824

adjourn from time to time, as they deem necessary and a majority of them shall form a quorum.

Road to be fifteen feet wide.

Sec. 3. *And be it further enacted*, That the road authorised by this act, shall be cut fifteen feet wide, and the said commissioners shall require bond with ample security from the contractor for the faithful performance of their respective contracts, and the said commissioners shall receive the sum of two dollars per day, for their services, for the time they may be engaged by this act, to be paid out of the three per cent. fund.

Bond.

Compensation.

Commissioners to examine road.

Sec. 4. *And be it further enacted*, That when the road is completed, it shall be the duty of the commissioners, to examine and receive the road, if done according to contract, and also, it shall be the duty of the Auditor of Public Accounts, on the order of said commissioners, to issue his Warrant on the State Treasurer, for the amount of said contract, to be paid out of the three per cent. fund.

Auditor to issue Warrant.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXII.

An Act, to establish two additional Regiments of Militia.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That from and after the passage of this act, all that section of country, bounded by the limits of Yazoo county, within

the same, shall constitute one Regiment, and in future be known as the twentieth Regiment of Militia, to be officered and commanded as other regiments in this state are officered and commanded. And all that section of country, within the limits of Copiah county, shall constitute the twenty-first regiment, to be officered and commanded in the like manner. 1824. Additional regiments established.

Sec. 2. *And be it further enacted*, That nothing in the act, establishing a Fifth Brigade, shall be so construed, as to vacate the commissions of the officers now in Monroe county.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

Approved—January 23d, 1824
WALTER LEAKE.

CHAP. LXIII.

An Act, for the relief of Arthur Fox.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the county court of Lawrence county be, and they are hereby authorised and required, to liquidate the account of Arthur Fox, against said county of Lawrence, and they are hereby authorised to levy a special tax in said county, sufficient to satisfy the amount due said Fox, from the county. County court authorized to liquidate certain acc'ts, and levy special tax

Sec. 2. *And be it further enacted*, That the tax levied agreeable to the first section of this act, shall be assessed and collected, by the assessor Tax how to be collected,

1824.

and collector of said county, in the same manner, as other county taxes are.

To be paid unto Arthur Fox.

Sec. 3. *And be it further enacted*, That so soon as the said tax is collected, the collector shall pay the same over to the said Arthur Fox.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXIV.

AN ACT, to amend an act, entitled "an act, concerning the appointment and duties of Treasurer, and Auditor of Public Accounts."

Auditor shall not issue warrant unless items are specified.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That it shall not be lawful for the Auditor of Public Accounts, to issue his Warrant on the Treasury, on any account allowed by any court in this state, unless a full siatement of such account, stating the particular charges, services or things, for which the allowance is made, with the amount of charge or cost for each item; and if the Auditor shall issue his Warrant on the Treasury of the state, for any sum not authorised by law, he shall be made chargeable with the amount of such warrant.

Governor not to re-appoint collector but on certificate.

Sec. 2. *And be it further enacted*, That no assessor and collector, shall be re-appointed until he shall have produced to the Governor a certificate, from the county treasurer of his proper

county, that said assessor and collector, has paid into said county treasury, all county taxes for which he was bound to account. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXV.

AN ACT, to amend the sixth section of an act, concerning the Attorney General and District Attorney's.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the sixth section of the above recited act, be and the same is hereby amended so as to read and the Attorney so appointed shall be allowed a reasonable compensation by the court for the services rendered, and it shall be the duty of the clerk of said court to report said allowance within five days thereafter to the Auditor of Public Accounts, who shall retain the amount so allowed out of the salary of the Attorney General or District Attorney of that district, and issue his Warrant on the Treasurer in favor of the person appointed as aforesaid by the court, for the amount so allowed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON.
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

1824.

CHAP. LXVI.

AN ACT, to amend an act. entitled "an act, supplemental to an act entitled "an act, to incorporate the President and Trustees of the Roman Catholic Society of Christians in the city of Natchez, and its vicinity, and for other purposes."

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That from and after the passage of this act, every free white person of the age of twenty one years and upwards, who shall have contributed to the support and maintenance of the church and congregation of said Society of Christians, shall be, and every such person is, hereby, rendered capable of voting at the annual election for trustees, of the temporal concerns of said society; and every person who shall, before the period of each annual election of trustees of said society, contribute to the amount of thirty dollars, in money or property, shall be and every such person is hereby made capable of being elected and of serving as a trustee of the temporal concerns of said society in like manner, as if such person was a professing member of said society; and should any vacancy or vacancies take place in said trustees, between the annual periods of election, by reason of death, resignation, refusal to serve, or removal, or other casualty, then and in such case, the remaining trustees, shall have power and authority, to nominate and appoint, and they are hereby vested with power and authority, to nominate and appoint a trustee or trustees, to fill every such vacancy or vacancies, with the same power and effect, as if the same had been done at the regular annual election: *Provi-*

Who entitled to vote.

Who eligible as Trustee.

Vacancies how filled.

Proviso.

ded, however, that a majority of said trustees shall be professing Roman Catholics, any thing herein contained, to the contrary notwithstanding. 1824.

Sec. 2. *And be it further enacted*, That no Pastor or officiating Minister of, or belonging to the said society of Christians, shall be allowed to vote at the annual election of trustees for the management of the temporal concerns of said society, or no Pastor or officiating Minister of said Society, shall be capable of being elected a trustee of said Society for management of temporal concerns, and no member of said society, or other member of said corporation, shall be allowed to vote in any matter or thing, that immediately affects himself, his private interest, or emolument. Pastor not to vote, or be elected Trustee.

Sec. 3. *And be it further enacted*, That the President and trustees of said society, shall not at any time, and they are hereby at all times after the passage of this act, restrained and prevented, under any circumstance or pretext whatever from nominating, appointing, choosing or electing, or otherwise employing, or causing to be employed, or paying or causing to be paid, out of the funds of said society, in any manner whatever, any Pastor or Pastors; or any person or persons, to perform officiate or exercise the duties of Pastor or Pastors, or in any way or manner, perform, officiate or exercise the duties or rites of religion, other than a person or persons possessing and exercising the spiritual functions of a Roman Catholic Priest, regularly nominated, appointed and ordained, according to the usages, regulations, and rites now established or that may hereafter be established, by the spiritual head of the Roman Catholic Church, within the United States of America, and who shall be approved and appointed, by the Bishop, or his Vicar, or Pastor or officiating Minister of said Congregation. Who may be appointed Pastor.

1824.

Sec. 4. *And be it further enacted*, That from and after the passage of this act, the President and Trustees of said Society of Christians, shall be, and they are hereby made capable in law and equity, in the manner of corporations, to hold and maintain, property in real estate to the amount of fifty thousand dollars; any act, or part of act, heretofore passed on the subject, to the contrary notwithstanding.

May hold property to amount of $50,000

Sec. 5. *And be it further enacted*, That all sections and parts of sections of the act, to which this is an amendment, and all sections and parts of sections of all acts heretofore passed, on this subject, conflicting with the provisions and true intent and meaning of this act, be and the same are hereby repealed.

Repealing clause.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXVII.

A RESOLUTION.

To dissolve the bonds of matrimony heretofore subsisting between Thomas Richards, and Polly Richards.

WHEREAS, on the nineteenth day of July eighteen hundred and twenty three, the honorable J. G. Clark, Presiding Chancellor of the Western Superior Court of Chancery, then presiding as Chancellor, did order, adjudge and decree, that

the bonds of matrimony, heretofore subsisting between Thomas Richards and Polly Richards, be dissolved,—Therefore, 1824.

Be it Resolved by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened, (Two thirds of both branches concurring therein,) that the bonds of matrimony, heretofore existing between the said Thomas Richards and Polly Richards, be and they are hereby dissolved.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXVIII.

AN ACT, authorising the Probate court of Covington county, to assess a Special Tax, and for other purposes.

SEC. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That the Probate Court of Covington county, at the next or some succeeding term after the promulgation of this act, in the year eighteen hundred and twenty-four, and eighteen hundred and twenty five, be authorised and required, to levy a special tax in the county of Covington, not exceeding fifty per cent. on the state tax in each year, to be assessed on all property subject to state tax, and to be collected in the same manner, and at the same time, of collecting the state tax.

County court authorised to levy a special tax.

1824.

Sec. 2. *And be it further enacted*, That it shall be the duty of the collector of said tax to give bond, with sufficient security, payable to the Judge of the Probate Court of said county, and his successors in office, in double the amount of the sum so levied, conditioned, that he will collect and pay over, on or before the first of December in each year the amount of money so collected agreeable to the provisions of this act, to the Treasurer of said county subject to the order of the commissioners hereinafter named, to select and fix on a public site for said county.

Collector to give bond.

Sec. 3. *And be it further enacted*, That the tax collector of said county shall be allowed the same per cent. for collecting the special tax, as is allowed by law for collecting the State tax.

Compensation.

Sec. 4. *And be it further enacted*, That Adam Shows, Samuel Funchess, John Terryl, Abb L. Hatton, and John McGuffee, be and they are hereby appointed commissioners, with full power, to select a place, for a public seat of justice, for said county, and to receive by donation, or to purchase for said county, any quantity of land, from twenty to eighty acres, to erect a court house and jail thereon.

Commissioners appointed.

Sec. 5. *And be it further enacted*, That the said commissioners, by giving thirty days' notice, by advertising in three public places of said county, and let to the lowest bidder, the court-house and jail of said county, the undertaker giving bond with security, in the sum of two thousand dollars, made payable to the said commissioners; conditioned, that the said undertaker, will complete said building agreeable to his contract.

To let Court-House and Jail to lowest bidder.

Sec. 6. *And be it further enacted*, That Covington county, shall be laid out into the following Election Districts, to wit: All that portion of said county lying and being in the following

1824.

boundaries, beginning on the old Indian boundary line where the Lawrence county line intersects the same, thence southwardly along said line to the fifth township line, thence east along said line to the east line of the sixteenth range, thence north along said line to the Indian boundary line, thence westwardly along said line to the beginning, this shall compose the first election district, the election to be held at the house of Harrison Watson.

Election Districts established.

Sec. 7. *And be it further enacted,* That the following part of said county shall compose a second election district, beginning where the Western line of the fifteenth range intersects the fifth parallel township; thence east, along said line to Leaf River; thence up said river to the Indian line, thence along said line to its intersection with the said fifteenth range line; thence south, along said line, to the beginning. The election for said district, to be held at the house of Evan Harvey.

Sec. 8. *And be it further enacted,* That all that part of Covington county, to the eastward of Leaf river, shall compose a third election district, begining where the fifth township line crosses said river; thence east along said line to the eastern boundary of said county, thence north to the Indian boundary line; thence westwardly, along said line to Leaf river; thence down said river to the beginning, which election, shall be held at the house of John Strickling.

Person may vote at either Election District.

Sec. 9. *And be it further enacted,* That nothing in this act, shall be so construed, as to prevent any citizen of said county, from voting, at either of the elections held in said county.

Time of holding Courts.

Sec. 10. *And be it further enacted,* That the Circuit courts, shall be held in the county of Covington, twice in each year, to wit: on the third Mondays of March and September; and said courts may be held six Judicial days, at each term; and

1824. the county courts, on the first Mondays of January, April, July and October, and may be holden three days at each term, if business so long requires, and no longer.

Where held. Sec. 11. *And be it further enacted*, That the courts in said county shall be held at the house of Evan Harvey in said county, until there shall be a court-house built in said county.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXIX.

An Act, making appropriations to certain persons therein named.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That the following claims be allowed and paid out of any money in the State Treasury not otherwise appropriated, to wit: To Wilkins and Linton, the sum of nine hundred and sixty nine dollars and sixty five cents, for furnishing a copy of the Encyclopedia to be presented to George Poindexter, esq. late Governor of this state agreeable to a resolution of the General Assembly of this state; to Ellis E. Spilman, the sum of fifteen dollars for conveying Dixon Wainright a criminal from Amite county, to Adams county, by order of court; to Dillard Collins, the sum of thirty dollars, for extra services as

1824.

Door-Keeper of the House of Representatives at this session; to Joseph Pierce, the sum of twenty dollars, being the amount remitted by the Governor of a fine imposed upon him by the Circuit court of Marion county, which the Sheriff had collected and paid into the state treasury; to Isler and Crutcher, for printing Auditor and Treasurer's reports, copies of Joint Rules, Governor's Message, Probate Bill, and the Bill further to extend relief to debtors, the sum of one hundred and fifty dollars; to John F. Cavender, the sum of twenty-seven dollars, for eighteen chairs furnished for this Legislature at this session; to Dillard Collins, the sum of seventy-five dollars for furnishing twenty five cords of wood for the use of the General Assembly at this session; to John Satterfield, the sum of twenty-six dollars and seventy-five cents, for twenty two pound of candles, ten barrels water, and six sand boxes; to Peter A. Vandorn, the sum of seventeen dollars thirty one and one fourth cents, for stationary furnished for the use of the General Assembly at the November session, eighteen hundred and twenty one; to Dillard Collins, the sum of two dollars and fifty cents, for furnishing Ink-stands and tape for the use of the Legislature; to Dillard Collins, the sum of four dollars, for cash paid Abraham Defrance, for candles furnished the Legislature and hauling tables at the last session of the General Assembly; to Hiram Coffee, the sum of eighteen dollars for furnishing two dozen pen-knives for the use of the General Assembly; to Simeon Duke, the sum of twelve dollars for executing death warrant on negro Step, and other expenses about said execution; to John Burton the sum of one hundred and sixty dollars for furnishing the public printer with a copy of the Journals of the senate, and recording said Journal at this session; to James C. Dickson, the sum

Specific appropriations.

1824. of six dollars and fifty cents for stationary furnished the General Assembly at this session; to George B. Crutcher, the sum of twenty one dollars for advertising sale of town lots in the town of Jackson, and for blank receipts for Auditor and Treasurer; to Joseph Peirce, the sum of twenty dollars, for extra services as door-keeper to the Senate at this session; to William A. Old, the sum of one hundred and eighty six dollars and sixty three cents, for stationary furnished for the use of the General Assembly at this session; to William W. Reynolds, the sum of two hundred and thirty one dollars for carpenter's work done upon the state house, and repairing the furuiture for the use of the General Assembly; to Joseph Wade, forty one dollars and eighty two cents, for services as a witness in favor of the state against L. W. Brown; to Peter A. Vandorn, the sum of one hundred and seventy eight dollars for extra copy of the Journal for the public printer and for extra services at this session of the General Assembly; to William P. Puckett, forty four dollars and fifty cents; to John Lee, eight dollars and eighty cents for services by them rendered the state; to Bennet M. Hines, the sum of twenty two dollars, for this sum retained by P. A. Vandorn, for expenses in obtaining the money on Commissioners' order.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

1824.

CHAP. LXX.

AN ACT, to amend the one hundred and seventh section of an act, entitled "an act, to reduce into one, the several acts, and parts of acts, concerning the establishment, Jurisdiction and Powers of the Superior Courts of Law, and for other purposes."

Witness may sue for attendance.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That hereafter, it shall, and may be lawful, for any witness to sue for, and recover from the party, at whose instance the subpœna issued, the compensation to which he or she, may be entitled for attendance as a witness.

Recognizance to be continued without renewal of the same.

Sec. 2. *And be it further enacted,* That all recognizances, taken by a Justice of the Peace, or in Court, shall be continued from term to term, as other processes, and shall remain in full force and effect, until disposed of by the court, without a renewal of the same.

Justices of the Peace, in taking recognizances, to annex a condition.

Sec. 3. *And be it further enacted,* That hereafter, it shall be the duty of all Justices and other officers, duly qualified, to take recognizances for any person, to appear at a future court, to annex a condition, that the accused and his securities shall be liable, on said bond or recognizance, until the principal shall be discharged by due course of law.

Court to take up causes in regular order.

Sec. 4. *And be it further enacted,* That the several courts of law and equity in this state, shall take up the causes for trial, or hearing in order, as they stand on the docket, and try or continue the same before the said court shall proceed to the trial of any other cause: *Provided,* That such court may set any cause for trial or hearing, at any future day in the term.

1824.

Executions to continue in force one year.

Sec. 5. *And be it further enacted,* That all executions issued, or that may hereafter be issued, by a Justice of the Peace, shall continue in force, for one year, without being renewed, unless earlier satisfied, any former law to the contrary, notwithstanding.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXXI.

AN ACT, providing for the distribution of the Acts and Journals of the General Assembly of this state.

Distribution of Acts and Journals provided for.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,* That it shall be the duty of the Secretary of State to employ some suitable person, or persons, to carry and deliver the Acts and Journals of the present and all future sessions of the General Assembly, to the Clerks of the Superior Courts of each county, within this state; and the Secretary is authorized to pay any sum of money not exceeding three hundred dollars for the same, and the Auditor of Public Accounts be, and he is hereby authorized to issue his Warrant on the state Treasury for the same.

Bond required.

Sec. 2. *And be it further enacted,* That the person or persons, so contracting to distribute the Acts and Journals as aforesaid shall bind him or

themselves in a bond of six hundred dollars with security to be approved by the Secretary of State, payable to the Governor of the state for the time being, and his successors in office, for the due and speedy performance of the contract. 1824.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieut. Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXXII.

AN ACT, to divide and define the limits of Copiah County, and for other purposes.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That all that portion of Copiah county west of Pearl River, shall form and constitute the county of Copiah; and all that portion of said county east of Pearl River, shall form one county, to be known by the name of Simpson, in memory of the late, Honorable Josiah Simpson. Boundaries of Copiah and Simpson counties.

Sec. 2. *And be it further enacted,* That the County and Circuit Courts of Copiah, shall in future be held at the house of John Welch, until otherwise directed by law; and the county of Simpson, shall be attached to the second Judicial District; and the Circuit court held therein, on the first Mondays in April, and October, and may be held six days at each term, and no longer; and the County courts of said county of Simpson, shall be Courts to be held at John Welch's.

1824.

held on the first Mondays, of January, April, July, and October, and the Court of Probate in said county of Simpson, on the fourth Monday in every month.

Time of holding Courts in Simpson county.

Sec 3. *And be it further enacted*, That the County Courts of the said counties of Copiah and Simpson, respectively, shall appoint commissioners, agreeably to law, to locate a seat of justice, for their respective counties, which commissioners shall locate the said sites, within two miles of the centre of their respective counties, and the said commissioners are hereby authorised, to purchase from individuals, or from the United States, or receive by donation, any quantity of land not less than twenty five, nor more than eighty acres, for the use of the said counties, respectively, and the said commissioners, are hereby authorised and required to lay off a town on the land so purchased in each of their counties respectively, with streets at least sixty feet wide; the lots to be of such size, as the said commissioners may think expedient, not more than one half acre; and the said commissioners shall offer the said lots for sale on a credit of twelve months, the purchasers giving bond with approved security, the said commissioners giving thirty days notice, by advertisement in four of the most public places in the said counties respectively.

County courts to appoint Commissioners and their duty.

To lay Town, &c.

Sec. 4. *And be it further enacted*, That the money arising from the sales of the said lots, shall be applied to building a Jail and Court-House, in the said counties, under the direction of their county courts respectively.

Money to be applied to building of Jail and Court-House.

Sec. 5. *And be it further enacted*, That the said commissioners shall reserve, in each of the towns aforesaid. two acres of land, near the centre of said towns, whereon to erect the public buildings of said counties; and so soon as the said

Reservation of two acres to be made in each town.

buildings shall be completed, the courts of the said counties shall be holden at the respective court-houses. 1824.

Sec. 6. *And be it further enacted*, That the town in the county of Copiah, shall be known by the name of Gallatin; and the county town in the county of Simpson, shall be known by the name of Westville, in memory of the late Col. Cato West. Names of Towns.

Sec. 7. *And be it further enacted*, That all acts and parts of acts, coming within the purview and meaning of this act, be and the same are hereby repealed. Repealing clause.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXXIII.

AN ACT, to amend an act, entitled "an act, establishing the Fees of certain officers therein named."

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened*, That it shall and may be lawful for the Clerks of the Supreme Court, Clerks of the Superior Court of Chancery, Commissioners in Chancery, Clerks of the Circuit Courts of Law, Clerks of the County Courts, Register's of the Orphans' Courts, Sheriffs, Coroners, Constables, Judges of Probate, Attorneys and Counsellors at Law, Justices of the Peace, Attorney General and Notaries Public, respectively,

1824. to demand, receive and take, the several fees hereinafter mentioned, and allowed, for any business by them respectively done by virtue of their several offices, and no more—that is to say:

To the Clerks of the Supreme Court.

For entering the appearance of either party in person or by attorney, (to be charged but once,)		37½
" every rule entered on rule docket,		37½
" copy of every rule, - -		25
" entering every continuance, -		37½
" administering an oath or affirmation,		25
" docketing every cause to be charged but once, - - -		37½
" entering every judgment,		75
" copy thereof for every hundred words,		15
" entering every decree,	$1	50
" copy of the same for every hundred words, - - - -		15
" filing the record upon a writ of error, certiorari, or supersedeas,		25
" copy of such record for every hundred words, - - - -		15
" taxing costs in any suit or action and copy thereof, - - -		50
" every order in court, - -		25
" a search for any thing above a years' standing, and reading the same or any part thereof if required,		25

And there shall be allowed by the Supreme Court to their Clerks reasonable office rent, to be paid on the order of the Court, annually, out of the Treasury of the State on the Auditor's Warrant; for every other service the same fees, allowed the Clerks of the Circuit Courts for similar services.

1824.

To the Clerks of the Superior Court of Chancery.

For entering each suit,	- -		12½
" filing each bill, answer, replication or other paper,	- - -		6¼
" copies, per hundred words,	-		15
" entering appearances,	-		12½
" entering each rule,	- -		12½
" entering each continuance,	-		12½
" entering each dismission, discontinuance, or *nol pros*,	- -		25
" setting down cause for hearing,			12½
" each writ,	- - - -	$1	
" enrolling or recording each decree, every hundred words,	-		15
" each injunction or other bond,			50
" entering each motion,	- -		18¾
" administering each oath and certifying the same,	- - -		25
" entering the Sheriff's return,	-		12½
" entering each order,	- -		12½
" for every *dedimus potes tatem*,	-	1	00

For all other services, the same fees as are allowed for similar services, to the Clerks of the Circuit Courts of law.

To Clerks of the Circuit Courts of Law, in Civil Cases.

For each writ, other than those hereinafter mentioned,		$1	00
" docketting each cause to be charged but once,	- - - -		12½
" filing all the papers in each cause,			25
" entering each appearance,	-		12½
" entering each motion, rule or order,			12½
" declaration in ejectment,	-	1	50

1824.	"	entering non suit, discontinuance or *nolli prosequi*, - - -	12½
	"	order and copy of rule of reference,	50
	"	swearing each witness, - -	6¼
	"	entering each continuance, -	12½
	"	Venire Facias, in every cause tried by Jury. - - -	12½
	"	Scire Facias, (except against Jurors when excused,)	1 25
	"	swearing and empannelling every jury,	12½
	"	receiving and entering verdict,	12½
	"	entering each judgment in court,	25
	"	each subpœna for one witness,	37½
	"	and for every other name inserted,	6¼
	"	entering surrender of principal by bail,	25
	"	commission to take depositions,	75
	"	copies thereof, for every hundred words, - - - -	15
	"	taking a recognizance, - -	50
	"	each execution, - - -	75
	"	recording final judgment in each cause tried in court, - - -	2 50
	"	each bail peice, - - -	37½
	"	certificate to witness, each to be taxed in the bill of costs, - - -	12½
	"	each separate certificate (except to jurors,) - - - -	25

In Criminal Cases.

For entering, finding of indictment, or filing information, - -		25
"	each writ, other than hereinafter named, - - -	75
"	arraigning prisoner and entering plea,	1 00
"	taking recognizance, - -	75
"	swearing and empannelling every jury,	37½
"	entering judgment or verdict, each,	25

"	Swearing every witness, -	6¼	1824.
"	each subpœna, with one name,	37½	
	And for every other name inserted,	6¼	
"	each motion or order, -	12½	
"	venire facias in each cause tried,	50	
"	all copies, each one hundred words,	15	
"	recording final judgment, each one hundred words, - -	20	
"	each certificate, - -	25	

For all public services not herein particularly provided for, the Clerks shall at each term, exhibit a detailed fee bill, to be examined by the Attorney General or District Attorney, as the case may be, previous to allowance by the Court; and the Court is hereby authorised to allow the same, not exceeding fifty dollars, to be paid out of the county treasury.

To the Clerks of the County Court.

For like services by them performed, the same fees as are by law allowed to the Clerks of the Circuit Court.

For recordirg each deed or other conveyance, for each hundred words,		15
"	for issuing Tavern license and taking bond, - - - -	1 50
"	copy of Tavern rates and certificate thereof, - - -	50
"	certifying the official acts of a justice of the peace, or other certificate with seal, - - - - -	50

To Registers' of the Orphans' Court.

For registering the probate of any will or testament, and for letters testamentary thereon, - -	$1	00

1824.	For recording a will, testament or codicil, for every hundred words,		15
	For administering oath to executors, administrators, collectors or guardians, taking bond and recording the same,	1	25
	For letters of administration, collection or guardianship, and order granting the same, - -	1	00
	For order, appointing, appraisers of an estate and copy, - -		50
	For recording an inventory, appraisement for executors, administrators, collectors or guardians' account for every hundred words, -		15
	" issuing marriage license, taking bond and recording marriage certificate,	2	00

To the Sheriffs.

For executing the process, judgments and decrees of a Circuit Court of Law, and for similar services in other Courts.

For	levying an attachment on an absent or absconding debtor,	2	00
"	summoning each garnishee,		50
"	serving *capias ad respondendum* or other mesne process for each defendant,	1	50
"	levying execution, - -	1	50
"	entering each writ in his office,		25
"	returning execution, - -		25
"	each bail bond or recognizance and assignment thereof, - -		50
"	summoning each witness,		50
"	executing a writ of possession and return, - - - -	3	00
"	for making deed to purchaser of real estate, - - - -	3	00

1824.

For each day's attendance on the Probate Court,	2	00
" attending prisoner on habeas corpus each day in vacation,	3	00
For each commitment or release,	1	00
" victualing a prisoner each day,		40
" serving a declaration in ejectment and copy thereof,	2	50
" advertising runaway slave besides Printer's charge,	1	00
" serving a *ca. sa.* on each defendant, and commitment,	1	50
" taking bonds of every kind, each		50
" executing death warrant, to be paid out of the State Treasury.	12	00
" removing a prisoner every mile going and returning,		12½
For empannelling a jury in each cause, where a jury is sworn,		25

For levying a *fieri facias* and making the money thereon, for the first one hundred dollars, three per cent. for all sums above one hundred dollars, and not exceeding two hundred dollars, two per cent. and for every one hundred dollars over in said execution, one and one half per cent.

For making money on *ca. sa.* the same commission as on *fieri facias.*

For putting a prisoner in pillory or stocks by order of court,	2	00
For whipping a free person by order of court,	2	00
For whipping a slave by order of court, to be paid by the owner,	1	00
For burning in the hand, or face,	2	00
For serving *scieri facias* on each defendant,		50
For summoning a jury upon any inquisition, in the county and attending on		

1824.

said jury per day, and taking inquest,	3	00
For serving every person with a summons not herein provided for,		50
For serving an attachment for contempt and returning the same,	1	00
For victualing a runaway slave per day in Jail,		40
For summoning a special Jury,	2	00

Where property attached is sold, the same commission as for selling under execution.

For executing all process, orders and decrees of a Court of Chancery, the same fees as are allowed for executing the like process in a Circuit Court of Law.

For empannelling Grand Juries, advertising and attending Elections, serving all public orders of Courts, in his county, and for all other public services, not otherwise provided for, a sum not exceeding fifty dollars for each year, to be allowed by the Circuit Court, and paid out of the county Treasuary; *Provided,* that no fees shall be allowed for service of *scire facias,* against a defaulting Juror, if not fined by the court.

For executing all process, orders and citations of an Orphans' Court, the same fees as allowed for similar services, in Circuit Court of Law.

In the Supreme Court.

For an arrest.	1	00
" docketting process and return thereof,		25
" serving *scire facias* or summons,		50
" serving any person with an order of Court, and making return thereof,		25
For every case docketted in the Supreme Court,		12½

For all other services required by the Sheriff, in the Supreme Court, the fees shall be the same

as are allowed for similar services in the Circuit Courts. 1824.

For exccuting all process, orders and judgments of a county court, the same fees as are allowed for similar services in a circuit court.

To Coroners.

For taking inquisition on a dead body, to be paid as by law provided, $10 00

For all services, done by them the same fees as are allowed to Sheriffs, for similar services.

To Jurors.

To be taxed in the bill of cost, by the clerks of their respective counties in each case, $2 00

To Constables.

For serving each warrant or summons,	50
" summoning each witness, -	37½
" executing a mitimus in criminal cases,	75
" whipping a slave by Justice's order to be paid by owner, - -	$1 00
" serving each warrant in criminal cases,	1 00
" serving an attachment, -	1 00
" taking bond when necessary each,	50
" levying execution and making money thereon, - - - -	1 50
" summoning Coroner's inquest, to be paid by the State Treasury, -	3 00
" conveying a criminal to Jail, per mile,	12½
" each day's attendance on Supreme or circuit court, by order of the court to be paid out of the State Treasury, *Provided*, only one constable shall attend the Supreme court, -	2 00

1824.

To Judges of Probate.

For examining, reporting and stating each account of an executor, administrator, collector or guardian, for the first sheet,	2	00
For every sheet more than one contained in each account, - -		50
For each order for advertising, issuing citations or other notice or process,		50
" each order for the partition of real estate among heirs and devisees, -		50
" each order for the appointment of commissioners, on the representation of an estate being insolvent, - -	1	00
For apportionment of an insolvent estate among creditors, - - -	1	50
For granting letters testamentary, letters of administration or guardianship,	1	00

To Attorneys and Councellors at Law.

For prosecuting or defending a suit in the Supreme Court, - -	8	00
For like services in a Circuit Court,	5	00
For prosecuting or defending a suit in Chancery, - - - - -	8	00
For like services in a County Court,	3	00
For prosecuting or defending a real or mixed action in Supreme or Circuit Court, - - - -	10	00
" on each appeal from the decision of a Justice of the Peace to the County Court, - - - -	3	00
" prosecuting or defending an appeal from a Justice to the Circuit Court,	3	00

To the Attorney General or District Attorneys.

(For the use of the State as a part of the revenue thereof.)

For every criminal prosecution by indict-

ment, in cases of felony, where the offender is convicted,	10	00
For every prosecution for misdemeanors, where the offender is convicted,	5	00
For every action by original writ in behalf of the State for the recovery of a pecuniary penalty, where the defendant is convicted,	5	00

1824.

To Justices of the Peace.

For celebrating the rites of matrimony and certificate thereof,	2	00
" Each judgment in *qui tam* prosecutions,		50
" each mittimus or reconizance,		37½
" each warrant in criminal cases,		37½
" each subpœna,		25
" warrant or summons in each civil case,		50
" proceeding thereon to judgment,		25
" each execution,		37½
" each attachment including bond and affidavit,	1	00
" each appeal with the proceedings, bond and certificate,	1	00
" each certificate not otherwise provided for,		25
For taking deposition each 100 words,		20
" each affidavit not otherwise provided for,		12½
" each summons for garinishee,		25
" examining garnishee each 100 words,		12½
" transcript of his record when required,		25
" issuing commission to take deposition, in each cause,		37½
" Taking the probate of any deed, mortgage, or other instrument of writing, conveying real or personal estate,		37½
For taking relinquishment of dower,		25

1824.

To a Notary Public.

For protesting any bill, registering and seal,	1	00
" Attesting letters of attorney and seal,		50
" Notarial affidavit to an account, and other writing and seal, - -		50
" Registering a foreign bill, protested with certificates, - - -	1	00
" Registering a protest of a bill of exchange, or note, for non-payment or non-acceptance, - -		50
" Each oath or affirmation and seal, -		50
" Notarial procuration and seal, -	1	00
" certifying sales at auction and seal, -		50
" taking proof of debts to be sent abroad,		50
" Protest in insurance causes, and seal,		50

Sec. 2. *And be it further enacted*, That in all cases where the Clerks of the several Circuit Courts, County Courts, Court of Probate, or Orphans' Court, are directed by law to affix the seal of their respective offices to any writing, instrument, or precept whatsoever, the fees thereof shall be taxed in the bill of costs, in the manner directed by law; but a separate account thereof shall be kept in their respective fee books, and when received from the party or parties chargeable therewith, shall together with the taxes received on issuing original process, pay the same on oath, into the county treasury of the respective counties, at least once in each and every year.

Fee to be taxed in bill of costs and paid into the county Treasury.

Sec. 3. *And be it further enacted*, That on all executions, wherein any costs are included, a detailed statement of such fees or costs, shall be entered on said execution, in plain and intelligible words and figures, and the Sheriff or other officer receiving the same, shall add thereto in like manner, his fees, including all additional fees and costs, and shall make out a fair copy of the same, and

Detailed statement of fees, to be entered.

deliver it to the person from whom he receives the money, or to the defendant off of whose property, he makes the money, or to his attorney. when the said defendant does not demand it in person. Any Clerk, Justice of the Peace, Sheriff, Coroner, Constable or other officer, violating any of the provisions of this section, shall be deemed guilty of a misdemeanor in office, and being thereof convicted, shall be removed from office. 1824.

Penalty on violation of this act.

Sec. 4. *And be it further enacted*, That if any officer in this act named, shall demand and receive greater fees than herein provided, for services herein named, or demand and receive any fees for any services not actually performed, shall be deemed guilty of a misdemeanor in office, and being thereof convicted, shall be removed from office.

Sec. 5. *And be it further enacted*, That the first section of the act, to which this is an amendment, be, and the same is hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
Approved—January 23d, 1824.
WALTER LEAKE.

CHAP. LXXIV.

AN ACT, further to extend relief to Debtors.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi. in General Assembly convened*, That hereafter no citizen of this state shall be imprisoned for debt, on his complying with the provisions hereinafter provided.

1824.

Debtor taken in execution.

Proceedings thereon.

Condition of discharge from custody.

Sec. 2. *And be it further enacted*, That when any citizen of this state is taken or detained in execution, for any debt due to any person or persons, he may, and he is hereby authorized to require the Sheriff or any other officer, taking or detaining him in custody as aforesaid, to take him forthwith before some Justice of the County Court, where the said debtor may deliver to the said justice, a full and entire schedule of all his property real and personal, with all rights and credits due to him or to become due to him by any contract before that time made, or accrueing to him by descent, or by last will and testament; except such property, as is by law exempt from execution, and make oath that it contains a faithful disclosure and subscribe the same with his proper name, he shall forthwith be discharged from custody.

Proceedings upon ca sa.

Sec. 3. *And be it further enacted*, That when any writ of *capias ad satisfaciendum*, or other writ of execution, shall be issued against the body of any debtor, resident within this state, and who has acquired the rights of citizenship therein; it shall be lawful for such debtor to enter into bond with good security, payable to the plaintiff or plaintiff's in the said execution, in double the sum for which the said execution was issued; conditioned that he will within two months, from the date thereof render into the Court or Justice from which the execution issued, a true, full and entire schedule of all and singular, his property, real and personal, with all his rights and credits; and that he will render the same on oath as required by the act for the relief of Insolvent debtors; and that he will not remove his property or any part thereof out of this State; or fraudulently, or otherwise dispose of the same or any part thereof, except such part as may be necessary for the sustenance of his family, before the day on which he is to make the said surrender;

and except also, such part as may be exempt by law from execution: And he having given such bond and security, it shall not be lawful for any officer to arrest or to detain him in custody. And if the said debtor does not fully comply with the conditions of the said bond, it shall be lawful for the Court or Justice from which the said execution issued, on motion and on ten day's previous notice to the said debtor and his security of such motion, to enter up Judgment for the full amount contained in the said execution with interest and costs, and issue execution thereon as in case of other judgments.

Condition of freedom from arrest.

Upon non-compliance.

To enter up judgment.

Sec. 4. *And be it further enacted*, That the prison bounds of each County within this State, shall be extended to the entire limits thereof; and any person, imprisoned for debt, shall hereafter only be bound to give bond and security, to keep within the limits of the County within which he may reside, at the time of his imprisonment.

Prison bounds, limits of the county.

Sec. 5. *And be it further enacted*, That it shall not hereafter be lawful for the Clerk of any Court, or any Justice of the Peace, or other officer to issue any writ of *capias ad satisfaciendum*, or other writ of execution against the body of any free white woman within this state; nor shall any free white woman, be in any manner, imprisoned, or detained in prison, for debt, within this state, any law, usage, or custom, to the contrary notwithstanding.

Free white woman not liable to imprisonment for debt.

Sec. 6. *And be it further enacted*, That if any debtor shall render a false schedule of his property, and be thereof convicted, he shall suffer all the pains and penalties of perjury.

Sec. 7. *And be it further enacted*, That when any writ of fieri facias shall be levied on any lands and tenements, or any other property, or when a *capias ad satisfaciendum* lands and

Property surrended on capias.

1824.

tenements or other property shall be surrendered to the Sheriff or other officer in discharge of the debtor, it shall be the duty of such Sheriff, or other officer forthwith to summon three respectable disinterested free holders of his county, who shall on oath to be administered to them by the Sheriff or other officer, view the lands and tenements or other property so levied on or surrendered as aforesaid and certify under their hands and seals the fair value thereof in ready money; and if on the day appointed for the sale thereof the same will not sell for two thirds of the said valuation, as certified by said freeholders, the Sheriff or other officer shall sell the same, to the highest bidder on a credit of twelve months, taking bond with good and sufficient security of the purchasers, payable to the plaintiff, or plaintiffs, inclusive of principal, interest, and costs expressed in the execution, with interest to the time when said bond shall be payable; if the same shall sell for so much, and the bond so taken shall be returned by the Sheriff, or other officer, to the office of the Court from which the execution issued, and shall have the force and effect of a judgment: and if the obligors of such bond fail to pay the amount thereof, at the time fixed for the payment, the plaintiff or plaintiffs may sue for the execution thereon, against the said obligors for the amount due, and the clerk shall endorse on such execution, that no valuation or appraisement is to be made of property, real or personal levied on by virtue of such execution and such property, real or personal, as may be levied on or surrendered to satisfy such execution, shall be sold by the Sheriff or other officer to the highest bidder for cash.

Valued by three freeholders.

Terms of sale..

Bond with security.

Returned to the officer of the Court.

On failure to discharge.

Execution issued thereon.

And property sold.

Sec. 8. *And be it further enacted*, That if any bond, taken under the preceeding section of this act, shall be at any time quashed, as faulty,

If bond be quashed,

1824.

the obligee or obligees, in such bond, besides his, her or their remedy against the Sheriff, or other officer, may have execution on the judgment, as if no such bond had ever been taken. Obligee shall have execution on judgment.

Sec. 9. *And be it further enacted*, That hereafter, on all estates of any testator or intestate, the widow, of any such testator or intestate, shall be allowed one horse: *Provided*, the value thereof shall not exceed one hundred dollars, one cow and calf, one bed bedstead and bedding, provisions for the support of herself and the children, for one year, and such other household furniture, as she may think proper to select: *Provided*, the value thereof, shall not exceed fifty dollars: all which she shall be authorised to reserve out of her husband's estate; and the same shall be exempt from all claims, debts, demands, and distress whatever. Widow's allowance.

Sec. 10. *And be it further enacted*, That this act, shall not be construed, so as to interfere with the widow's right of dower; in any real or personal estate. Right of dower.

Sec. 11. *And be it further enacted*, That the property rendered in such schedule (according to the second and third sections of this act) shall be disposed of, and applied in manner, provided for in the act, entitled "an act, to reduce into one the several acts, concerning executions, and for the relief of Insolvent Debtors." Property, how disposed of, and applied.

Sec. 12. *And be it further enacted*, That the Clerks of the different Courts, in each county, in this state shall not issue execution in any case, when judgment has been confessed, until after the expiration of such stay of execution: *Provided, also*, that if the debtor will go forward to the Clerk and exhibit to him the receipt of the plaintiff, or his attorney, for the amount of the judgment any time before the expiration of such stay, and pay such sum as may be due for the costs thereon, Execution not to issue, until after expiration of stay. Proviso.

1824 no commission for collection shall be taxed in the bill of costs; and that in all cases the property of the defendant shall be bound, and liable to any judgment, that may be entered up, from the time of entering such judgment.

No citizen to be held to bail unless, &c.

Sec. 13. *And be it further enacted*, That hereafter no citizen of this state, or other person who has signified his or her intention of becoming a citizen by procuring a residence in this state, shall be held to bail in any civil action unless the plaintiff his agent or attorney shall by oath or affirmation declare that he is apprehensive that the defendant or defendants are about to leave the county and thereby prevent legal recovery of his debt.

Certain privileges to be extended.

Sec. 14. *And be it further enacted*, That any person imprisoned before judgment, shall have all the privileges contained in the second and third sections of this act, and be liable to all the penalties described in the sixth section.

Repealing clause.

Sec. 15. *And be it further enacted*, That all acts and parts of acts, coming within the purview and meaning of this act, be and the same are hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.
January 23d, 1824.

CHAP. LXXV.

AN ACT, to establish a Court of Probate, for the granting Letters Testamentary, of Administration, and Guardianship, for County Police, and for the Trial of Slaves.

Sec. 1. *Be it enacted by the Senate and House of Representatives of the State of Mississippi, in*

1824.

General Assembly convened, That the Judge of Probate, and the Justices of the County Courts, now in commission, or any two of them, shall hold County and Probate Courts, in their respective Counties, four times in each year, in the manner and at the time specified by law. And it shall be the duty of the Judge of Probate of the several Counties in this state, to report all his Judicial proceedings to the County and Probate Court of his county, on the first day of every term thereof: and it shall be the duty of the said County and Probate Court to examine and consider all such proceedings of the Judge of Probate, and to make such order thereon, as they may deem right and proper, not contrary to law. And the Judge of Probate and the Associate Justices of the County Court in each county, shall be entitled to receive out of the County Treasury of their respective counties, the sum of three dollars per day, for every day they may be actually engaged in holding any regular or special term of said County and Probate Courts; and the Judge of Probate shall receive the same compensation for holding his regular monthly Orphan's Court. And the clerks of the County Court now in office, shall be the Clerks of the said Court.

Courts to be holden four times a year.

Judge of Probate to report proceedings to County Court.

Compensation.

Clerk of County Court, to be Clerk of said Court.

Sec. 2. *And be it further enacted,* That all Letters of Administration, Letters Testamentary and of Guardianship, which may be granted or issued by the Judge of Probate, at any other time, than during the regular sessions of the County and Probate Court, shall be valid, unless on motion of any person or persons interested therein, the County and Probate Court for good cause shewn, shall revoke the same.

Proceedings of Judge of Probate to be valid.

Sec. 3. *And be it further enacted,* That no allowance shall be made to any executor or administrator for the management of any estate, but

No allowance to be made to Executor,

1824.

Sec. 3. by the County Court of his county, which then, on the final settlement of such estate, shall not be less than one, nor more than ten per centum, on the ap raised value thereof.

Fee. by the County Court.

Sec. 4. *And be it further enacted*, That so much of the act entitled "an act, concerning the Establishment, Jurisdiction and Powers of Inferior Courts of law in the several counties of this state," (the county of Monroe excepted) as gives to the County Courts original and appellate jurisdiction, of suits or actions, for the recovery of money, where the matter in controversy exceeds twenty dollars, be, and the same is hereby repealed: and no venire facias shall issue from said Court, except for the trial of slaves; and all appeals from a Justice of the Peace, where the matter in controversy exceeds twenty dollars, shall in future lie to the Circuit Courts respectively, where they shall be tried, in the same manner, as such cases have heretofore been tried, in the County Courts.

Repealing clause.

Venire facias, not to issue, except for the trial of slaves

Appeals to be to Circuit Courts.

Sec. 5. *And be it further enacted*, That all causes now pending in the County Courts, where the matter in controversy, exceeds twenty dollars, shall by the Clerks of the County Courts, respectively, be transferred to the Circuit Court of said county, there to be determined, as other appeals from a Justice of the Peace; and that all proceedings before a Justice of the Peace, may be removed into any court having competent jurisdiction thereof by appeal, writ of error, certiarari, or in any other lawful manner whatever, the county of Monroe excepted.

When the am't exceeds $20 cause to be transferred to Circuit Court.

Proceedings before a Justice may be removed, &c.

Sec. 6. *And be it further enacted*, That the County Court, of each and every county in this state be, and is hereby required, to allow the County Treasurer of each and every county, a recompesne of not more than five per cent. on all mo-

County Courts to allow treasurer compensation.

nies paid into the county treasury, for county purposes, except so much as is levied for the use of the poor; and that it be the duty of the tax collector of each and every county, to pay such money so collected, direct to the commissioners or overseers of the poor. 1824.

Probate Court of Adams County may sit without the limits of Natchez during the prevalance of an Epidemic.

Sec. 7. *And be it further enacted*, That hereafter it shall be lawful for the Probate Court of the county of Adams to sit and exercise all the powers appertaining to the said court, at some convenient place, without the limits of the city of Natchez, during the prevalence of any epidemic disease within the said city. And it shall be the duty of the said Judge of Probate, to give ten days' previous notice, in some one paper printed in the county of Adams, of the time and place, to which, the said court shall be removed.

Officers of said Court to attend the same.

Sec. 8. *And be it further enacted*, That it shall be the duty of the Sheriff and other officers appertaining to said court, to attend the same.

Time of holding County Court for Wayne County changed.

Sec. 9. *And be it further enacted*, That from and after the passage of this act, the county courts of Wayne county, shall be held on the second Mondays of January, April, July and October.

Repealing clause.

Sec. 10. *And be it further enacted*, That the third section of an act, entitled "an act, to amend an act, entitled, an act, to reduce into one the several acts, concerning last Wills, and Testaments, the duties of Executors, Administrators and Guardians, and the rights of Orphans' and others, representatives of deceased persons," be and the same is hereby repealed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON.
Lieutenant Governor and President of the Senate.
January 23d, 1824.

1824.

CHAP. LXXVI.

A RESOLUTION.

Resolved, by the Senate and House of Representatives of the State of Mississippi, That the Enrolled Bill returned by the Governor with his objections and passed by the constitutional majority of both Houses of the General Assembly, entitled "An act, to establish a Court of Probate for the granting Letters Testamentary, of Administration and Guardianship, for county police, and for the trial of Slaves, be deposited by the committee on Enrolled Bills in the Office of Secretary of State, with instructions to him to have it Printed with the Laws passed at this Session of the General Assembly: *And be it further resolved,* That a Copy of this Resolution, accompany said bill and be therewith printed.

COWLES MEAD,
Speaker of the House of Representatives.
GERARD C. BRANDON,
Lieutenant Governor and President of the Senate.

CONTENTS.

CHAP.	TITLE.	PAGE.
I.	An act, to incorporate the Trustees of the Baptist Meeting-House in the town of Woodville, and for other purposes. - - -	3
II.	An act, to emancipate Frank, a person of colour.	5
III.	An act, to authorize the Administrators of Levi Norrell, deceased, to sell certain real estate.	6
IV.	An act, for the relief of Edward L Head. -	7
V.	An act, to change the name of Belfield Alonzo Badger, to that of Belfield Badger Boardman.	8
VI.	An act, to appropriate the monies arising from the rents of School Lands, and for other purposes.	9
VII.	An act, authorizing the County Court of Hancock County, to levy a Special Tax. -	12
VIII.	An act, to amend an act, entitled "an act, to extend the power and jurisdiction of the County Court in and for the County of Monroe, and for other purposes. - - -	14
IX.	An act, for the relief of Malichi Hagins, a free man of colour. - - -	ib.
X.	An act, to amend an act, entitled "an act, to authorize the Guardian of William Bernard Lintot, Frances Ann Lintot and E. A. Lintot, minor heirs of William Lintot deceased, to sell real estate in the City of Natchez. - -	16
XI.	An act, to constitute a Fifth Brigade of Militia.	17
XII.	An act, concerning the Town of Woodville, in the County of Wilkinson. - -	ib.
XIII.	An act. to emancipate Patience and Gloster.	18
XIV.	An act, to alter and amend an act, entitled "an act, to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of Law. - - - -	19
XV.	A resolution, to dissolve the bonds of Matrimony, between Rebecca Hamilton and Henry H. Hamilton. - - -	21

CONTENTS.

CHAP.	TITLE.	PAGE.
XVI.	An act, directing the mode of choosing Electors to vote for a President and Vice-President of the United States. - -	22
XVII.	An act, to emancipate Rachael, a woman of colour. - - - -	24
XVIII.	An act, to authorize William Armstrong, to sell Real Estate. - - -	25
XIX.	An act, to authorize David D. Downing, to sell certain Real Estate - - -	26
XX.	An act, for the relief of John Burton.	ib.
XXI.	An act, to emancipate William and others, persons of colour. - - -	27
XXII.	An act, for the relief of the commissioners of Public Buildings, of Marion county, and for other purposes. - - - -	28
XXIII.	An act, authorizing an appropriation to be made to the road leading from Jackson, the present seat of government, to the nearest point on the River Mississippi. - -	29
XXIV.	Resolution in favor of Geo B Crutcher.	30
XXV.	An act, to establish additional Election Districts in several counties in this state, and to change the places for holding Elections in the counties of Franklin, Wilkinson, Lawrence and Wayne. - - - -	31
XXVI.	An act, to repeal an act, entitled "an act, to divide Covington county, and form a new county out of the same." - -	35
XXVII.	A Resolution, relative to the settlement of Accounts between the States of Mississippi and Alabama. - - -	36
XXVIII.	Resolution. - - -	37
XXIX.	An act, to change the name of William Lee Davidson Green. - -	38
XXX.	An act, to make legitimate, David Anderson.	ib.
XXXI.	An act, to authorize the sale of certain Real Estate of Caleb Perkins, deceased.	39
XXXII.	An act, to authorize the County Courts of Jackson and Green counties, to levy a Special Tax, for the purpose of completing the payment of the Public Buildings of said counties. - - -	40
XXXIII.	An act, to amend "an act, regulating the admission of Physicians to practice Medicine and Surgery, in the State of Mississippi."	42

CONTENTS.

CHAP.	TITLE.	PAGE.
XXXIV.	An act, for the relief of William Parker.	43
XXXV.	An act, to alter and amend an act, entitled "an act, to change the time of the next meeting of the General Assembly, and to organize the two Houses thereof, and regulating the duties of Tax Collectors."	ib.
XXXVI.	An act, to alter and define the boundary line between the counties of Jackson and Hancock. - - -	44
XXXVII.	An act, to emancipate Savory, a person of colour. - - - -	45
XXXVIII.	An act, to enable Mary Bruce, administratrix of Charles Bruce, to dispose of certain Real Estate, therein named. - -	46
XXXIX.	An act, to emancipate Limerick, a person of colour. - - - -	47
XL.	An act, to repeal the sixty six section of an act, entitled "an act, for the punishment of Crimes and Misdemeanors." -	48
XLI.	An act, to establish a permanent Seat of Justice for Green county. - -	ib.
XLII.	An act, to establish two other Election Districts in the county of Jefferson. -	50
XLIII.	An act, to emancipate Sall and John.	51
XLIV.	An act, to enable the Guardian of Allen Bowie, to sell certain Real Estate. -	ib.
XLV.	An act, to alter and amend the Militia Laws of the State - -	52
XLVI.	An act, to authorize the executors of Lewis Evans to sell Real Estate. - -	53
XLVII.	An act, supplementary to an act, entitled "an act, to amend an act, to incorporate the town of Monticello." -	54
XLVII.	An act, to authorize the opening of Public Roads to and from the Town of Jackson, the Seat of Government, and to appropriate a part of the three per cent. fund for that purpose, - -	55
XLVIII.	An act, to emancipate Davy, a person of colour. - - - -	58
XLIX.	An act, to authorize the President and Selectmen of the City of Natchez, to lease the Ferry across the Mississippi River.	ib.
L.	An act, to alter and amend an act, entitled	

CONTENTS.

CHAP.	TITLE.	PAGE.
	"an act, to reduce into one the several acts, concerning Patrols." -	59
LI.	An act, to establish an additional Election District in Warren county, and for other purposes.	60
LII.	An act, to provide for the payment of the Fees of Coroners. - -	61
LIII.	An act, relative to the Revised Code.	62
LIV.	Resolution. - - - -	63
LV.	An act, to amend an act, entitled "an act, to reduce into one the several acts concerning Slaves, Free Negroes, and Mulattoes." - - -	64
XVI.	Resolution - - - -	66
LVII.	An act, to appoint Commissioners, to superintend the laying off and opening a Canal, through the Bar at the East Pass, at the mouth of Pascagola River. - -	67
LVIII.	An act, permitting Catharine Bodley, a free person of colour, to become an inhabitant of this state. - -	68
LIX.	An act, to revive and amend an act, entitled "an act, to incorporate the Pearl River Bridge Company." -	69
LX.	An act, for the relief of actual settlers in the Town of Jackson. - - -	ib.
LXI.	An act, to mark and lay out a road from Granbury's Bridge, on Bowie, to Pearlington, and for other purposes.	71
LXII.	An act, to establish two additional Regiments of Militia. - - -	72
LXIII.	An act, for the relief of Arthur Fox.	73
LXIV.	An act, to amend an act, entitled "an act, concerning the appointment and duties of Treasurer, and Auditor of Public Accounts." - - - -	74
LXV.	An act, to amend the sixth section of an act, concerning the Attorney General and District Attorneys	75
LXVI.	An act, to amend an act, entitled "an act, supplemental to an act, entitled "an act, to incorporate the President and Trustees of the Roman Catholic Society of Christians in the City of Natchez, and its vicinity, and for other purposes."	76

CHAP.	TITLE.	PAGE.
LXVII.	A resolution, to dissolve the bonds of matrimony heretofore subsisting between Thomas Richards, and Polly Richards.	78
LXVIII.	An act, authorising the Probate Court of Covington county, to assess a Special Tax, and for other purposes.	79
LXIX.	An act, making appropriations to certain persons therein named. - -	82
LXX.	An act, to amend the one hundred and seventh section of an act, entitled "an act, to reduce into one, the several acts, and parts of acts, concerning the Establishment, Jurisdiction and Powers of the Superior Courts of Law, and for other purposes."	85.
LXXI.	An act, providing for the distribution of the Acts and Journals of the General Assembly of this state. - -	86.
LXXII.	An act, to divide and define the limits of Copiah Connty, and for other purposes.	87
LXXIII.	An act, to amend an act, entitled "an act establishing the Fees of certain officers therein named, - - - -	89
LXXIV.	An act, further to extend relief to Debtors.	101
LXXV.	An act, to establish a Court of Probate, for the granting Letters Testamentary, of Administration, and Guardianship, for County Police, and for the trial of Slaves.	106
LXXVI.	A Resolution. - - - -	110

INDEX.

A.

1824. APPROPRIATIONS.	PAGE.
Appropriation, for opening a Road from Jackson to the Mississippi,	30
Specific appropriations,	82
ACTS AND JOURNALS.	
Number of copies to be printed,	37
Their distribution provided for,	86
ANDERSON, DAVID	
An act, for his relief,	38
AUDITOR OF PUBLIC ACCOUNTS.	
Auditor shall not issue warrant unless items are specified,	74

B

BAPTIST SOCIETY.	
Body corporate, created in Woodville,	3
Their powers,	4
No person demeaning himself properly to be turned out of the Church,	5
This a public act,	"
BOUNDARIES.	
The dividing line between Jackson and Hancock counties established,	44
BODLEY, CATHARINE	
An act, for her benefit,	68
BURTON, JOHN	
An act, for his relief,	26

C

CANALS.	
Commissioners appointed to superintend the opening a Canal through the bar, at the mouth of Pascagoula River,	67
Their duties,	"
$1,500 appropriated,	"
CIRCUIT COURT.	
Court shall receive writing as evidence of debt, &c.	20
Not lawful for defendant to deny the same,	"
When defendant may make oath,	"
Attorney appointed to prosecute, how paid,	75
Witness may sue for attendance,	85
Recognizance to be continued without renewal,	"
Causes to be taken up, in regular order,	"

1824.	COUNTY COURTS.	PAGE.
The County Courts of Jackson and Green Counties authorised to levy a Special Tax,	- -	40
Collector to give bond, &c.	- - -	41
Special Tax to be levied in Jackson County,	-	"
Compensation of Collector,	- - -	"
County Court of Covington County to levy a Special Tax,	- - - - - - -	79
When and where Courts to be held,	- -	81
	COVINGTON COUNTY.	
The act dividing the same, of Jan. 1823, repealed,		35
Papers to be transferred by the Clerks,	-	"
Commissioners appointed to locate Seat of Justice,		80
To let Court House and Jail to lowest bidder,		"
Time of holding Circuit Court,	- - -	81
	CRIMES.	
The 66th Section of former act, repealed,	-	48
	CRUTCHER, GEORGE R.	
A Resolution in his favor,	- - - -	30
	CORONERS.	
Coroner's fees how paid,	- - - -	61
Repealing clause,	- - - - -	62
	COURT OF PROBATE.	
Court to be held four times a year,	-	107
Judge to report proceedings to County Court		"
Clerk of County Court, to be Clerk of Probate Court,		"
Proceedings of Judge to be valid,	- - -	"
No allowance to be made to executors, except by County Court,	- - -	108
Repealing clause.	- - -	"
Venire Facias, not to issue except for the trial of Slaves,		"
When amount exceeds twenty dollars, cause to be transferred to Circuit Court.	- -	"
County Court to allow Treasurer compensation,		"
Probate Court of Adams county, may sit without the limits of Natchez during an Epidemic,		109
Officers to attend the same,	-	"
Repealing clause,	- -	"
	COPIAH COUNTY.	
Boundaries of, established,	-	87
Time of holding Courts,	-	"
County Court to appoint commissioners to locate a seat of Justice,	- -	88
Commissioners to lay off town, &c.	-	"
Money arising from sale of lots how applied,		"

1824.	PAGE.
Reservation to be made,	88
Name of town,	89

DEBTORS.

Debtor taken in execution, proceedings thereon,	102
Condition of discharge from custody,	"
Proceedings upon ca. sa.	"
Condition of freedom from arrest,	103
Upon non-compliance, court to enter up judgment, &c.	"
Prison bounds, limits of the county,	"
Free white woman not liable to imprisonment,	"
Property surrendered on *Capias* to be valued,	104
Terms of sale,	"
Purchaser to give bond and security,	"
Bond to be returned to the office,	"
On failure of obligor, plaintiff may sue on execution, &c.	"
If bond be quashed, obligee shall have execution on judgment,	105
Widows' allowance and right of dower,	"
Property how disposed of, and applied,	"
Execution not to issue till after expiration of stay,	"
No citizen to be held to bail, unless, &c.	106
Person imprisoned before judgment, to have certain privileges,	"
Repealing Clause,	"

D

DIVORCE.

Rebecca Hamilton and Henry H. Hamilton, divorced,	21
Thomas Richards and Polly Richards, divorced,	78

E

EMANCIPATION.

Frank, emancipated,	5
Patience and Gloster, emancipated,	18
Rachel, emancipated,	24
William, and others, emancipated,	27
Savory, emancipated,	45
Limerick, emancipated,	47
Sall and John, emancipated,	51
Davy, emancipated,	58

ESTATES.

Administrators of Levi Norrell, deceased, authorised to sell real estate,	6
Abigal G. Nichols, authorised to sell real estate,	16
William Armstrong, authorised to sell real estate,	25
David D. Downing, authorised to sell real estate,	26

INDEX.

1824.				PAGE.
Administrators of Caleb Perkins, authorised to sell real estate,				30
Mary Bruce, authorised to sell real estate,				46
Beverly R. Grayson, authorised to sell real estate,				52
Executors of Lewis Evans, authorised to sell real estate,				53
ELECTORS.				
Manner of choosing Electors to vote for President and Vice President of the United States.				22
Inspectors to make out transcript of votes,				"
Sheriff to transmit certificate to the Secretary of State,				"
Secretary to compare polls and publish names of persons elected				23
Electors to meet at Jackson and vote,				"
Vacancies, how filled,				"
Compensation of officers,				"
Auditor to issue warrant,				"
Secretary of State, to give Electors notice in writing,				24
Penalty on failure,				"
ELECTION DISTRICTS.				
Additional Election Districts established in Hinds county				31
Do.	in Marion county,	-	-	32
Do.	in Green county,	-	-	"
Do.	in Yazoo county,	-	-	"
Do.	in Hancock county,	-	-	33
Do.	in Franklin county,	-	-	"
Do.	in Claiborne county,	-	-	34
Do.	in Lawrence county,	-	-	50
Do.	in Jefferson county,	-	-	60
Do.	in Warren county,	-	-	"
Do.	in Covington county,	-	-	81
FEES.				
Fees of Clerks of the Supreme Court,				90
Do.	do.	Superior Court of Chancery,		91
Do.	do.	Circuit Courts,		"
Do.	do.	County Courts,		92
Do.	Sheriffs,			94 6
Do.	Coroners,			97
Do.	Jurors,			"
Do.	Constables,			"
Do.	Judges of Probate,			98
Do.	Attorneys and Counsellors at Law			"
Do.	Attorney General and District Attorneys,			"
Do.	Justices of the Peace,			99
Do.	Notaries Public,			100
Detailed statement of Fees to be entered.				"

INDEX.

1824. PAGE.

FOX, ARTHUR

An act, for his relief, 73

GENERAL ASSEMBLY,

Future sessions, to commence on the first Monday in Jan. 43

GOVERNOR.

The Governor of this state, authorised to appoint Commissioners to settle Accounts between Alabama and Mississippi, 36
Compensation of Commissioners, "
Governor requested to apply to the President of the United States to have an agent appointed, 63

GREEN COUNTY

Commissioners appointed to fix on a seat of justice, 48
Their duty and powers, "
Proceedings on disagreement of commissioners, 49
Commissioners to let Court-House and Jail to lowest bidder, "
Repealing clause, "

HANCOCK COUNTY.

County Court to levy a Special Tax, 13
On failure Chief Justice shall do so, "
Collector to give bond, "

HEAD, EDWARD L.

An act for his relief, 7

HAGINS, MALICHI.

An act for his relief, 14
Civil disabilities removed, 15

JACKSON.

Indulgence till the year 1826, extended to actual settlers, 70
Joseph Winn to have benefit of this act, "
Auditor and Treasurer authorised to lease land, "
Lots forfeited under the act of 1823, subject to certain provisions, "

JUSTICES OF THE PEACE.

Justices in taking recognizances, to annex condition, 85
Executions to continue in force one year, 86
Appeals to be to the Circuit Court, 108
Proceedings before a justice of the peace, how removed, "

LANDS, (SCHOOL)

Trustees of Schools to be elected, 9
Vacancies, how filled, 10
Certain officers to be chosen, "
Duty of Treasurer, "
Trustees to have School houses built, 11
To preserve land from improper waste, "

INDEX.

1824. PAGE.

Money how appropriated, 12
Land to be leased, "
Repealing clause, "

MARION COUNTY.

Commissioners authorised to make settlement with the County Court, 28
County Treasurer to pay all debts contracted by the Commissioners, 29

MECICAL DISTRICTS.

The state divided into Medical Districts, 42
Repealing clause, "

MONTICELLO.

Board of Trustees may elect President after the expiration of the time heretofore fixed by law. 54

MONROE COUNTY.

Ten per cent. damages to be paid if appeal from the County Court is confirmed, 14
Repealing clause, "

MILITIA.

A Fifth Brigade established, 17
Vacancies, how filled, 53
Governor to furnish commanders with blank commissions, "
Additional Regiments established, 72

NAMES CHANGED.

Belfield Alonzo Badger, to Belfield Badger Boardman, 8
William Lee Davidson Green, to William Lee Green, 38

NATCHEZ.

The President and Selectmen authorized to lease the Ferry across the River Mississippi, 58

PATROLS.

Commissioners of Roads to appoint leaders of Patrols, 59
This act to extend to certain counties only, "
Repealing Clause, 60

PUBLIC PRINTERS.

Required to print certain acts, in their paper, 66

PEARL RIVER BRIDGE COMPANY.

The act, establishing said company revived, 69

PARKER, WILLIAM

An act, for his relief, 43

REVIZED CODE.

Governor required to make enquiry relative to the Printing of the Revised Code, 62
Auditor shall reject accounts, &c. 63

INDEX.

1824. PAGE.

ROADS.

Commissioners appointed to lay off a road from Jackson towards Natchez, 55
To advertise for proposals, "
Road authorised to be laid off from Jackson to Winchester 56
Do do. from Jackson to Holmesville, "
Commissioners not to go beyond the limits of the late Choctaw Cession, "
To meet from time to time, &c. "
Bond to be required of contractors, 57
Commissioners to certify to Governor when road is finished, "
To meet on Second Monday in February, "
Road authorised to be laid off from Bowie to Pearlington, 71
To be fifteen feet wide, 72
Commissioners to examine road, "
Auditor to issue Warrant, "

ROMAN CATHOLIC SOCIETY.

Who entitled to vote for Trustees, 76
Who eligible as Trustees, "
Vacancies how filled, "
Pastor not to vote, or be elected Trustee, 77
Who may be appointed Pastor, "
May hold property to the amount of $50,000, 78
Repealing clause, "

REVENUE.

Time of paying taxes into the Treasury, 44
Fiscal year, when to commence, "
Collector not to be reappointed, but on certificate of County treasurer, 74
Fees for affixing seal to be paid into the county treasury, 100

SIMPSON COUNTY.

Boundaries of, established, 87
Time of holding Courts, 88
County Court to appoint Commissioners, "
Their duty, "
Money arising from sale of Lots, how applied, "
Reservation to be made, 89
Name of town, "

SLAVES.

Duty of Jailer when slave is committed as a runaway, 64
Remedy of owner, if Jailer give false description, 65
Slave may be employed on Public Work, "
How owner may reclaim his slave, "
Repealing clause, "

INDEX.

1824. PAGE.

WOODVILLE.

Road hands within the town, to be subject to control of the Commissioners, 18

Repealing clause, "

WILKINSON COUNTY.

Place of holding Elections changed, 34

WAYNE COUNTY.

Place of holding Elections changed, 33

Time of holding County Courts changed, 100